

TWENTY-SIXTH DAY.

(Friday, February 18, 1927.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Bobbitt.

The roll was called, and the following members were present:

Acker.	Kirkland.
Albritton.	Land.
Alexander.	Lipscomb.
Avis.	Loftin.
Barnett.	Loy.
Barron.	Masterson.
Bass.	McCombs.
Bateman.	McGill.
Beck.	Merritt.
Bird.	Minor.
Black.	Montgomery.
Boggs.	Morse.
Boon.	Moursund.
Branch.	Murphy.
Brown.	Nabors.
Conway.	Nicholson.
Cornwell.	Olsen.
Cox.	Parish of Runnels.
Cummings.	Parrish of Travis.
Daniel.	Pavlica.
Dielmann.	Pearce.
Dunlap.	Poage.
Durham.	Pool.
Duvall.	Pope.
Enderby.	Porter.
Eickenroht.	Powell.
Farrar.	Ramsey.
Faulk.	Rawlins.
Finlay.	Reagan.
Fly.	Renfro
Forbes.	of Angelina.
Gates.	Renfro of Mills.
Gibson.	Rogers.
Gilbert.	Rogers of Shelby.
Graves.	Rowell.
Gray.	Runge.
Hagaman.	Sanders.
Hall.	Satterwhite.
Harding.	Shearer.
Harman.	Sheats.
Hefley.	Shirley.
High.	Simmons.
Holder.	Sinks.
Holland.	Smith of El Paso.
Hornaday.	Smith of Nueces.
Jacks.	Smyth.
Jones.	Snelgrove.
Justice.	Stell.
Kayton.	Stevenson.
Kemble.	Storey.
Kennedy.	Stout.
Kenyon.	Sutton.
Kincaid.	Swain.
King of Hopkins.	Taylor.
King of	Teer.
Throckmorton.	Turner.
Kinnear.	Van Zandt.

Veatch.	Wells.
Waddell.	Whitaker.
Walker.	Williams
Wallace	of Sabine.
of Freestone.	Williams
Wallace of Panola.	of Travis.
Wallace of Smith.	Williamson.
Ware.	Woodall.
Wassell.	Woodruff.
Webb.	Young.

Absent—Excused.

Anderson.	Long.
Bonham.	McKean.
Davis.	Petsch.
DeBerry.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Smith of Smith.
Johnson.	Tillotson.
Kirby.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Bonham for today, on motion of Mr. Turner.

Mr. Anderson for today, on motion of Mr. Nicholson.

Mr. Foster for today, on motion of Mr. Kemble.

Mr. Shaver for today, on motion of Mr. Runge.

Mr. Denman for today, on motion of Mr. Sutton.

Mr. Purl for today, on motion of Mr. Dielmann.

Mr. Petsch for today, on motion of Mr. Teer.

The following members were granted leaves of absence on account of sickness:

Mr. DeBerry for yesterday afternoon and today, on motion of Mr. Pope.

Mr. Tillotson for today, on motion of Mr. Fly.

Mr. Fuchs for today, on motion of Mr. Smith of Nueces.

Mr. Davis was granted leave of absence for yesterday and today to attend the funeral of Miss Edna Rugel.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

By Mr. Rowell:

H. B. No. 574, A bill to be entitled "An Act making it unlawful to take by means of trap, net, or other device, certain named animals in Marion county, Texas, prior to January 1, 1932; prescribing penalties therefor, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Daniel:

H. B. No. 575, A bill to be entitled "An Act fixing the compensation of the official shorthand reporter of the Thirtieth Judicial District of Wichita, Archer and Young counties, Texas; prescribing the method of payment, and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Snelgrove and Mr. Wallace of Smith:

H. B. No. 576, A bill to be entitled "An Act to prohibit the use of any kind of set or drag net or seine or trammel net, except an ordinary minnow seine, not more than fifteen feet long and four feet wide, in the waters within the limits of the counties of Rusk and Smith, State of Texas, and prohibiting the placing of any net or device for catching fish in said waters, and providing a penalty therefor, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. McCombs:

H. B. No. 577, A bill to be entitled "An Act to permit the district or county attorney to amend an indictment in order to correct defects which would not prejudice the substantial rights of the defendant, and would not require a special finding thereon."

Referred to Committee on Criminal Jurisprudence.

By Mr. Rawlins and Mr. McCombs:

H. B. No. 578, A bill to be entitled "An Act to give the Supreme Court of Texas the power to make and establish all rules of civil procedure for the government of said court and the other courts of this State so as to expedite the dispatch of business therein, and to call to its assistance such judges and lawyers of the State as the Supreme Court may select to aid in formulating such rules, and to repeal such statutes of practice and procedure as may be in force when such rules go into effect."

Referred to Judiciary Committee.

By Mr. Stout:

H. B. No. 579, A bill to be entitled "An Act providing and fixing the maximum annual compensation of any officer of any district or county in this State; prohibiting more than such amount; defining the offense of receiving more than such amount; describing the punishment; repealing all laws in conflict therewith, and declaring an emergency."

Referred to Judiciary Committee.

COMMITTEE SUBSTITUTES ORDERED PRINTED.

On motion of Mr. Fly, the committee substitute to House joint resolution No. 22 was ordered printed instead of the original resolution.

On motion of Mr. Jones, the committee substitute to House bill No. 348 was ordered printed instead of the original bill.

On motion of Mr. Dielmann, the committee substitute to House bill No. 88 was ordered printed instead of the original bill.

RELATING TO NATIONAL CONVENTION OF THE AMERICAN LEGION.

Mr. Moursund offered the following resolution:

H. C. R. No. 26, Relating to National Convention of the American Legion.

Whereas, In 1928, the people of Texas will have the honor of entertaining the National Convention of the American Legion; and

Whereas, The historic city of San Antonio has been selected for such convention city; and

Whereas, Such convention is the largest convention held in America, and in all probability will bring two hundred thousand visitors to Texas, among whom will be thousands of prominent Americans, as well as distinguished dignitaries from all over the world; and

Whereas, Such convention will have passed into history before the next Regular Session of the Texas Legislature; and

Whereas, We believe the holding of this convention in Texas will be of immeasurable benefit to our State, and that the Legion of America should be officially thanked for selecting Texas as such convention State, and the Legion of Texas deserves and should receive the support of the people of our State in their worth-while service of bringing this great convention to Texas; and

Whereas, The National Commander of

the American Legion, Hon. Howard P. Savage, will pay an official visit to Texas within the next few months; and

Whereas, We believe that a visit to our State, in the near future, of the World War leader, General John J. Pershing, and the Assistant Secretary of War, Colonel Hanford MacNider, will be of great benefit to the American Legion of Texas, in building up an adequate membership to more properly prepare for holding such convention; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the American Legion of America be officially commended for selecting Texas as such convention State, and that the people of Texas be called upon to assist in every way possible to properly entertain the National Commander of the American Legion upon his visit to Texas, and that General John J. Pershing and Colonel Hanford MacNider be and they are hereby invited to visit Texas; the President of the Senate shall appoint two members of the Senate, and the Speaker of the House, three members of the House, as a committee to make all necessary arrangements for such visit of these prominent Americans to our State.

Signed—Moursund, Williams, Dielmann.

The resolution was read second time and was adopted.

INVITING DR. CHAS. W. HACKETT TO ADDRESS THE LEGISLATURE.

Mr. Acker offered the following resolution:

H. C. R. No. 27.

Whereas, The relations between the United States and the Latin-American nations to the south of us is a subject always of interest to the people of the United States and particularly to Texans, because of the proximity of Texas to Mexico; and

Whereas, The relations between the United States and Mexico and between the United States and Nicaragua at the present time are very strained and are approaching a grave crisis; and

Whereas, The relations between the United States and Mexico and between the United States and Nicaragua have been and still are the subject of frequent debate and discussion in our National Congress; in the press of our country; and throughout the length and breadth of our land; and

Whereas, It behooves all wide-awake citizens of our country to study with

an open mind the strained relations of our government with the governments of our sister republics, to the end that they may know the seriousness of the international crisis which is now impending; and

Whereas, Dr. Charles W. Hackett, Professor of Latin-American History at the University of Texas, is one of the best informed men in the United States on the subjects embraced in this resolution; therefore, be it

Resolved by the House, the Senate concurring, That Dr. Charles W. Hackett, Professor of Latin-American History of the University of Texas, be invited to address a joint meeting of the House of Representatives and the Senate of the State of Texas, Thursday night, February 24, 1927.

Signed—Acker, Satterwhite, Teer, Harman, Parrish of Travis.

The resolution was read second time and was adopted.

REPORT OF THE COMMITTEE TO INVESTIGATE CERTAIN LOBBYING CHARGES.

Mr. Wallace of Freestone submitted the following statement by W. W. Chamberlin:

The State of Texas,
County of Travis.

On this day W. W. Chamberlin personally appeared before the undersigned authority, and after being duly sworn, did depose and say that his name is W. W. Chamberlin; that he resides in Houston, Harris county, Texas, and that he is the same W. W. Chamberlin that testified before the legislative committee that recommended the expulsion of Representatives Dale and Moore; that he is now and has been for the past thirty-two years engaged in the optical business in Houston, Harris county, Texas; that for the past twenty years he has represented the State Optical Association in optometry matters before the various sessions of the Legislature of this State; and that he, the said W. W. Chamberlin, believes and desires that he and the respective members of the House of Representatives of the Fortieth Legislature and the people of this State are entitled to a full, fair and complete statement of all the facts relating to and involving the conduct of the said W. W. Chamberlin in so far as it in any way relates to or affects any or all members of the Fortieth Legislature; that on or about the 7th day of Febru-

ary, A. D. 1927, there appeared in the Waco News-Tribune, a newspaper published at Waco, Texas, the following:

"Willis Chamberlin, the man who sprung the trap on Dale and Moore when he handed Dale \$1000 in marked bills, for which amount he said the two representatives had agreed to report unfavorably an optometrist bill, intimated tonight that if the committee wants to take up other cases he will welcome the opportunity of going on the stand and furnishing more choice testimony.

"I have the numbers of quite a few people," he said.

"In case the House does not care to go on with its probing of the conduct of its members, the Senate will be the big show Monday."

That as soon as the attention of the said W. W. Chamberlin was directed to the statement quoted above, as it appeared in said Waco News-Tribune, that the said W. W. Chamberlin at once went to the Austin American, a newspaper published in Austin, Travis county, Texas, and through the columns of such paper denied having made the statement as it appeared in the Waco News-Tribune, and does here and now emphatically make and reiterate said denial as to having at any time or place made said statement or a statement similar in terms or effect in so far as it relates to any member of the Fortieth Legislature; and the said W. W. Chamberlin further deposes and says that during his entire experience and association with members of the Fortieth Legislature and other sessions prior thereto, that there has never been any conduct on the part of any member of such Legislature that could in any way be considered to reflect upon the integrity of any member of the House of Representatives, save and except the transaction that occurred between the said W. W. Chamberlin and Representatives Dale and Moore.

The said W. W. Chamberlin further deposes and says that on or about the 28th of December, A. D. 1926, that he addressed and delivered a letter to J. Howard Clark, president of the State Optical Association, such letter among other things contained the following:

"I wish to advise you that while I am willing to be as economical as possible in disbursements; at the same time I realize more than anyone that when I go to Austin it usually costs me about \$100.00 per day for entertaining purposes, giving dinners to many members of the Legislature in order to re-

ceive certain co-operation that I could not secure any other way."

The affiant further deposes and says that the statement quoted above was made in the most friendly way possible and that he authorized J. Howard Clark, president of the Texas State Optometric Association, and J. Thomas Ward, its secretary, to use such letter in any way they might deem fit and proper; that he did not at the time such letter was written intend to convey in the slightest degree the thought or idea that any sum of money, be it little or large, would be used for the purpose of improperly or otherwise influencing any member of the Fortieth Legislature; that he at various times, from such amount, employed attorneys; paid railroad fare, Pullman fare, hotel expenses, telephone calls, telegrams, taxi fare, stenographic hire, expenses of other members of the association to and from Austin and while in Austin; that his wife spent a considerable portion of the time in Austin and that her railroad fare, Pullman fare to Austin and return, hotel expenses and other expenses while in Austin are also included in such amount. It is true that in some instances I have invited my friends to take meals with me and this, at times, included members of the Legislature.

The affiant further deposes and says that he emphatically denies that he ever at any time in any manner spent any sum of money that would in anywise reflect upon his own integrity or that of any member of the Legislature; that his dealings with the present Legislature and others has at all times been on a high plane and beyond reproach; that no member has not directly or indirectly indicated in any shape, form or fashion that he could or would be influenced by any action on affiant's part. This has been true with the single exception of Representatives Dale and Moore.

W. W. CHAMBERLIN.

Subscribed and sworn to before me this the 16th day of February, A. D. 1927.

L. K. SMOOT,
Notary Public in and for Travis
County, Texas.

HOUSE BILL NO. 18 ON PASSAGE TO ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 18, A bill to be entitled

"An Act to define, regulate and license real estate brokers, real estate agents and real estate salesmen within the State of Texas; to create a State Board of Examiners to operate in conjunction with the office of the Commissioner of the General Land Office, and providing for the appointment of such examiners and fixing their qualifications, compensation and tenure of office; and providing certain qualifications of real estate brokers, real estate agents and salesmen before receiving license; and providing for certain license fees to be paid by each applicant for real estate license; and also providing for the giving of a bond for the protection of the public from fraud and misrepresentation by such real estate broker, salesman or agent; and providing for the revoking of license by the State Board of Examiners and stating the grounds for such action; and providing for notice and the right of review by an applicant to whom a license is refused or whose license is revoked; and to provide a penalty for violation of the provisions hereof; repealing all laws in conflict herewith; and providing that the invalidation by the courts of any section or provision of this act shall not invalidate any other provision hereof, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Poage pending.

Mr. Wallace of Freestone moved the previous question on the pending amendments, certain corrected amendments and the bill, and the main question was ordered.

Mr. Kemble offered the following (corrective) amendments to the bill:

Amend the amendment to House bill No. 18, page 611 of the House Journal, Section 7, lines 6 and 7, by striking out the words "and every license fee herein prescribed."

Amend the amendment to House bill No. 18, page 611 of the House Journal, Section 6, lines 20 and 21, by striking out the words "the complete address both of business and residence."

Amend the amendment to House bill No. 18, page 612 of the House Journal, Section 11, line 5, by striking out the words "licenses licensed by it," and inserting in lieu thereof the following: "licensees licensed."

Amend the amendment to House bill No. 18, page 612 of the House Journal, Section 11, line 11, by striking out the word "it" and inserting in lieu thereof the word "he."

Amend the amendment to House bill No. 18, page 611 of the House Journal, Section 5, line 12, by striking out the word "members."

Amend the amendment to House bill No. 18, page 610 of the House Journal, Section 2, by adding at the end of paragraph one a new paragraph to read as follows:

"A real estate salesman within the meaning of this act is any person who for a compensation or valuable consideration is employed either directly or indirectly by a real estate broker to sell or offer to sell, or to buy or offer to buy, or to negotiate the purchase or sale or exchange of real estate, or to lease, to rent or offer to rent any real estate, or to negotiate leases thereof, or of the improvements thereon, as a whole or partial vocation."

Amend the amendment to House bill No. 18, page 611 of the House Journal, by adding a new section numbered 6-A, to read as follows:

"Section 6-A. It shall be unlawful for any real estate salesman to accept a commission or valuable consideration for the performance of the acts herein specified from any person, except his employer, who must be a licensed real estate broker."

Amend the amendment to House bill No. 18, page 611 of the House Journal, Section 6, by adding at the end of paragraph one the following:

"All applications for license and all licenses issued under the provisions of this act shall be on form prescribed by the supervisor of the real estate division of the General Land Office."

Amend House bill No. 18 by striking out everything above the enacting clause and insert in lieu thereof the following:

"H. B. No. 18, A bill to be entitled 'An Act to define, regulate and license real estate brokers, salesmen and agents within the State of Texas; creating the real estate division of the General Land Office; providing for the appointment of a supervisor of such division and fixing his qualifications, compensation and tenure of office, and providing certain qualifications for real estate brokers, salesmen and agents before receiving license, and providing for certain license fee to be paid by each applicant for real estate license, and also providing for the giving of a bond for the protection of the public against unlawful acts by such real estate brokers, salesmen, or agents, and providing for the revoking of license by the supervisor of real estate division of the General Land Office, and stating grounds

for such action, and providing for the institution of proceedings by the county or district attorney in certain contingencies, and providing a penalty for the violation of the provisions hereof; repealing all laws in conflict herewith, and providing that the invalidation by the courts of any section or provision of this act shall not invalidate any other provision hereof."

Signed—Poage, Jones, Young, Brown.
The amendments were severally adopted.

Question then recurring on the amendment by Mr. Poage (as amended), it was adopted.

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 18 was then passed to engrossment by the following vote:

Yeas—76.

Acker.	Montgomery.
Alexander.	Morse.
Avis.	Moursund.
Bass.	Murphy.
Beck.	Nicholson.
Branch.	Parrish of Travis.
Conway.	Poage.
Cummings.	Pool.
Daniel.	Pope.
Dielmann.	Porter.
Dunlap.	Rawlins.
Duvall.	Reagan.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Finlay.	Sanders.
Fly.	Satterwhite.
Gibson.	Shearer.
Gilbert.	Sheats.
Graves.	Shirley.
Hagaman.	Simmons.
Harding.	Smith of El Paso.
Harman.	Smith of Smith.
Hefley.	Smyth.
Holland.	Stevenson.
Hornaday.	Storey.
Jacks.	Sutton.
Jones.	Taylor.
Kayton.	Teer.
Kemble.	Van Zandt.
Kenyon.	Waddell.
Kincaid.	Wallace of Smith.
Kinnear.	Wassell.
Kirkland.	Whitaker.
Land.	Williams
Loftin.	of Travis.
Loy.	Williamson.
Masterson.	Woodall.
Minor.	Young.

Nays—43.

Albritton.	Bateman.
Barnett.	Bird.
Barron.	Black.

Boggs.	Powell.
Boon.	Ramsey.
Cornwell.	Renfro
Faulk.	of Angelina.
Forbes.	Renfro of Mills.
Gates.	Runge.
Gray.	Sinks.
Hall.	Smith of Nueces.
High.	Snelgrove.
Justice.	Stell.
Kennedy.	Stout.
King of Hopkins.	Turner.
King of	Veatch.
Throckmorton.	Walker.
McCombs.	Wallace
McGill.	of Freestone.
Merritt.	Wallace of Panola.
Nabors.	Ware.
Parish of Runnels.	Williams
Pavlica.	of Sabine.
Pearce.	Woodruff.

Absent.

Brown.	Olsen.
Cox.	Rowell.
Durham.	Swain.
Holder.	Webb.
Lipscomb.	Wells.

Absent—Excused.

Anderson.	Long.
Bonham.	McKean.
Davis.	Petsch.
DeBerry.	Purl.
Denman.	Shaver.
Fuchs.	Smith of Atascosa.
Johnson.	Tillotson.
Kirby.	

Paired.

Mr. Farrar (present), who would vote "nay," with Mr. Foster (absent), who would vote "yea."

COMMUNICATION FROM THE HIGHWAY DEPARTMENT.

On motion of Mr. Williamson, the following communication was ordered printed in the Journal:

State Highway Department,
Austin, Texas, February 16, 1927.

Hon. W. A. Williamson, House of Representatives, Austin, Texas.

Sir: Complying with your request for a statement of the income of the Highway Department, present and prospective, the Highway Commission begs leave to call your attention to a statement which it issued at an open meeting on February 14, 1926, as follows:

"The Commission has been engaged principally in making an examination and survey of the department and its operation with a view of ascertaining the present condition of affairs.

"This investigation so far discloses that the entire income of the department for the fiscal year ending August 31, 1927, which will be available for State aid will be entirely taken up by contracts already entered into by our predecessors.

"As is generally known, all future Federal aid is suspended until the condition of the Federal aided roads is brought up to a reasonable state of maintenance so that apparently the Commission will have no funds with which to begin new projects or new work during this fiscal year except as its income may be augmented by the passage by the Legislature of an increased tax on gasoline."

This statement we confirm in substance.

As you are aware, the State Highway fund, with which the operations of this department are carried on, is derived from receipts from the tax on gasoline and the registration or license fees of automobiles.

The estimated receipts from all sources, for the calendar year from January 1, 1927, to December 31, 1927, based upon the present tax on gasoline of one cent (1c) and the present division or allotment of receipts from license fees on autos, are as follows:

Receipts from auto license fees	\$10,500,000.00
Receipts from gasoline tax (1c)	4,324,000.00
Receipts from depository interest	49,800.00
Receipts from miscellaneous sources	3,700.00
Estimated current assets in cash	663,805.26
Total	\$15,601,305.26

Existing Liabilities.

State aid unpaid	\$ 3,861,869.21
Administration Division (including salaries to August 31, 1927)	423,490.98
Maintenance Division (outstanding accounts)	995,920.21
Equipment Division (outstanding accounts)	150,000.00
Total	\$ 6,262,811.64

These apparently constitute outstanding liabilities of the department.

Balance available for operations of all kinds, to December 31, 1927

Considering the condition of maintenance on much of the mileage of the State highways, it appears to the department that the total amount available for operations, as shown above, \$9,338,493.62, will be required for the maintenance of the highways for the year 1927, especially since the Federal Bureau of Public Roads has suspended further Federal aid to new projects of construction until the Federal aided roads have been brought back to a reasonable state of maintenance.

It is estimated that the proposed increase in the gasoline tax from one to two cents will increase the income of the Highway Department by \$4,250,000, which increase would permit the Highway Department to extend aid to new projects to a limited extent. The Commission is informed that there is now pending before the Legislature a bill to amend Articles 6678, 6679 and 6691, Revised Civil Statutes of 1925, which involve a new allotment or division of automobile license fees between the counties and the State highway fund. If this measure should pass as now proposed, it will, it is estimated, decrease the income of the State Highway Department from this source to from \$10,500,000 to approximately \$6,250,000. From which it appears that the increase from the proposed two cents gasoline tax would be offset by the decrease in income from auto license fees, if indeed the total income of the Department would not be materially decreased; that is to say, the present income from the one cent gasoline tax and that from the present allotment or division of auto license fees would produce a highway fund equal, if not greater, than the income to be derived from a two cents gasoline tax and the proposed allotment or division of auto license fees between the counties and the highway fund.

It is hardly necessary to say that if the Highway Department is to properly function, maintaining roads already constructed so as to preserve the investment of the State and the Federal government, and go forward with the construction of new and necessitous highways, the income of the Department must be materially and substantially increased.

The purpose of the department in this communication is merely to comply with your request for data respecting the necessities of the department in the matter of income; and the department has neither purpose nor desire to trench

upon the prerogatives of the Legislature.

Trusting the data and information herein contained may serve your purpose, we beg to remain, with respect,

Yours very truly,

R. S. STERLING, Chairman,
For the Commission.

RELATING TO CONSIDERATION OF CERTAIN BANKING BILLS.

On motion of Mr. Parrish of Travis, the House agreed to take up certain House bills relating to banking at 10 o'clock a. m. next Saturday.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 18, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bill and resolution:

S. C. R. No. 20, Relating to prices of free textbooks sold in Texas as compared with prices in other States.

S. B. No. 9, A bill to be entitled "An Act repealing Chapter 184 of the General Laws of the State of Texas, passed by the Thirty-ninth Legislature, being Senate bill No. 252, entitled 'An Act granting to every person against whom any judgment of conviction has heretofore been rendered by the Senate of the State of Texas in any impeachment proceedings, a full and unconditional release of any and all acts and offenses of which any such person was so convicted under and by virtue of any such judgment, and to cancel and remit any and all punishment fixed or assessed by any such judgment of said Senate,' and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 18, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 21, Providing for appointment of a committee to make ar-

rangements for entertainment of members of American Legion convention.

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HOUSE BILL NO. 72 ON SECOND READING.

On motion of Mr. Wallace of Freestone, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 72, A bill to be entitled "An Act to amend Chapter 5, Acts of the Third Called Session of the Thirty-eighth Legislature, Article 7065, Revised Civil Statutes of 1925, by providing for an occupation tax upon wholesale dealers in gasoline equal to three cents per gallon on all such gasoline so sold by any such dealer; repealing all laws in conflict with said amendment, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Nicholson offered the following amendment to the bill:

Amend House bill No. 72 as follows:
Page 1, line 12, strike out the word "three" and insert the word "two."
Page 1, line 22, strike out the word "three" and insert the word "two."

Signed—Nicholson, Jacks.

Mr. Hall moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the amendment by Mr. Nicholson, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—11.

Avis.	Kinnear.
Beck.	McGill.
Bird.	Nicholson.
Boggs.	Woodall.
Cornwell.	Young.
Jacks.	

Nays—112.

Mr. Speaker.	Cox.
Acker.	Cummings.
Alexander.	Dielmann.
Barnett.	Durham.
Barron.	Duvall.
Bateman.	Enderby.
Black.	Eickenroht.
Boon.	Farrar.
Branch.	Faulk.
Brown.	Finlay.
Conway.	Fly.

Forbes.	Ramsey.
Gates.	Rawlins.
Gibson.	Renfro of Mills.
Graves.	Rogers of Hays.
Gray.	Rogers of Shelby.
Hall.	Rowell.
Harding.	Runge.
Harman.	Sanders.
Hefley.	Satterwhite.
High.	Shearer.
Holder.	Sheats.
Holland.	Shirley.
Hornaday.	Simmons.
Johnson.	Sinks.
Jones.	Smith of El Paso.
Justice.	Smith of Nueces.
Kennedy.	Smith of Smith.
Kenyon.	Smyth.
Kincaid.	Snelgrove.
King of Hopkins.	Stell.
King of Throckmorton.	Storey.
Kirkland.	Sutton.
Land.	Swain.
Loftin.	Taylor.
Long.	Teer.
Loy.	Turner.
Masterson.	Van Zandt.
McCombs.	Veatch.
Merritt.	Waddell.
Minor.	Walker.
Montgomery.	Wallace
Morse.	of Freestone.
Moursund.	Wallace of Panola.
Murphy.	Wallace of Smith.
Nabors.	Ware.
Olsen.	Wassell.
Parish of Runnels.	Webb.
Parrish of Travis.	Wells.
Pavlica.	Whitaker.
Pearce.	Williams
Poage.	of Sabine
Pool.	Williams
Pope.	of Travis.
Porter.	Williamson.
Powell.	Woodruff.

Absent.

Bass.	Kemble.
Daniel.	Lipscomb.
Dunlap.	Renfro
Gilbert.	of Angelina.
Kayton.	Stevenson.

Absent—Excused.

Anderson.	Kirby.
Bonham.	McKean.
Davis.	Petsch.
DeBerry.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.

Paired.

Mr. Stout (present), who would vote "nay," with Mr. Reagan (absent), who would vote "yea."

Mr. Albritton (present), who would vote "nay," with Mr. Hagaman (absent), who would vote "yea."

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 72 was then passed to engrossment by the following vote:

Yeas—122.

Mr. Speaker.	McCombs.
Acker.	McGill.
Alexander.	Merritt.
Barnett.	Minor.
Barron.	Montgomery.
Bass.	Morse.
Bateman.	Moursund.
Bird.	Murphy.
Black.	Nabors.
Boggs.	Olsen.
Boon.	Parish of Runnels.
Branch.	Parrish of Travis.
Brown.	Pavlica.
Conway.	Pearce.
Cornwell.	Poage.
Cox.	Pool.
Cummings.	Pope.
Dielmann.	Porter.
Dunlap.	Powell.
Durham.	Ramsey.
Duvall.	Rawlins.
Enderby.	Renfro
Eickenroht.	of Angelina.
Farrar.	Renfro of Mills.
Faulk.	Rogers of Hays.
Finlay.	Rogers of Shelby.
Fly.	Rowell.
Forbes.	Runge.
Gates.	Sanders.
Gibson.	Satterwhite.
Graves.	Shearer.
Gray.	Sheats.
Hall.	Shirley.
Harding.	Simmons.
Harman.	Sinks.
Hefley.	Smith of El Paso.
High.	Smith of Nueces.
Holder.	Smith of Smith.
Holland.	Smyth.
Hornaday.	Snelgrove.
Johnson.	Stell.
Jones.	Stevenson.
Justice.	Storey.
Kennedy.	Sutton.
Kenyon.	Swain.
Kincaid.	Taylor.
King of Hopkins.	Teer.
King of Throckmorton.	Turner.
Kirkland.	Van Zandt.
Land.	Veatch.
Loftin.	Waddell.
Long.	Walker.
Loy.	Wallace
Masterson.	of Freestone.
	Wallace of Panola.

Wallace of Smith.	Williams
Ware.	of Travis.
Wassell.	Williamson.
Webb.	Woodall.
Wells.	Woodruff.
Whitaker.	Young.
Williams of Sabine.	

Nays—3.

Avis.	Nicholson.
Jacks.	

Absent.

Beck.	Kemble.
Daniel.	Kinnear.
Gilbert.	Lipscomb.
Kayton.	

Absent—Excused.

Anderson.	Kirby.
Bonham.	McKean.
Davis.	Petsch.
DeBerry.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.

Paired.

Mr. Stout (present), who would vote "yea," with Mr. Reagan (absent), who would vote "nay."

Mr. Albritton (present), who would vote "yea," with Mr. Hagaman (absent), who would vote "nay."

HOUSE BILL NO. 72 ON THIRD READING.

Mr. Wallace of Freestone moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 72 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114.

Mr. Speaker.	Dielmann.
Acker.	Dunlap.
Alexander.	Durham.
Barnett.	Duvall.
Barron.	Enderby.
Bass.	Eickenroht.
Bateman.	Farrar.
Bird.	Faulk.
Black.	Fly.
Boggs.	Forbes.
Boon.	Gates.
Branch.	Gibson.
Brown.	Graves.
Conway.	Gray.
Cornwell.	Hall.
Cox.	Harding.
Cummings.	Harman.

Hefley.	Rogers of Hays.
High.	Rogers of Shelby.
Holder.	Rowell.
Holland.	Runge.
Hornaday.	Sanders.
Johnson.	Satterwhite.
Jones.	Shearer.
Justice.	Sheats.
Kenyon.	Shirley.
Kincaid.	Simmons.
King of Hopkins.	Sinks.
King of	Smith of El Paso.
Throckmorton.	Smith of Nueces.
Kirkland.	Smith of Smith.
Land.	Smyth.
Loftin.	Stell.
Long.	Stevenson.
Loy.	Storey.
Masterson.	Sutton.
McCombs.	Swain.
McGill.	Teer.
Merritt.	Turner.
Minor.	Van Zandt.
Montgomery.	Veatch.
Morse.	Waddell.
Moursund.	Walker.
Murphy.	Wallace
Nabors.	of Freestone.
Olsen.	Wallace of Panola.
Parish of Runnels.	Wallace of Smith.
Parrish of Travis.	Ware.
Pavlica.	Wassell.
Pearce.	Wells.
Poage.	Williams
Pool.	of Sabine.
Pope.	Williams
Porter.	of Travis.
Powell.	Williamson.
Ramsey.	Woodall.
Rawlins.	Woodruff.
Renfro of Mills.	Young.

Nays—12.

Albritton.	Nicholson.
Avis.	Renfro
Beck.	of Angelina.
Finlay.	Snelgrove.
Jacks.	Taylor.
Kennedy.	Whitaker.
Kinnear.	

Absent.

Daniel.	Lipscomb.
Gilbert.	Reagan.
Hagaman.	Stout.
Kayton.	Webb.
Kemble.	

Absent—Excused.

Anderson.	Kirby.
Bonham.	McKean.
Davis.	Petsch.
DeBerry.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.

The Speaker then laid House bill No. 72 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—118.

Mr. Speaker.	Minor.
Acker.	Montgomery.
Alexander.	Morse.
Barnett.	Moursund.
Barron.	Murphy.
Bass.	Nabors.
Bateman.	Olsen.
Bird.	Parish of Runnels.
Black.	Parrish of Travis.
Boggs.	Pavlica.
Boon.	Pearce.
Branch.	Poage.
Brown.	Pool.
Conway.	Pope.
Cornwell.	Porter.
Cox.	Powell.
Cummings.	Ramsey.
DeBerry.	Rawlins.
Dielmann.	Renfro
Dunlap.	of Angelina.
Durham.	Renfro of Mills.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Rowell.
Faulk.	Runge.
Finlay.	Sanders.
Fly.	Satterwhite.
Forbes.	Shearer.
Gates.	Sheats.
Gibson.	Shirley.
Graves.	Simmons.
Gray.	Sinks.
Hall.	Smith of El Paso.
Harding.	Smith of Nueces.
Harman.	Smith of Smith.
Hefley.	Smyth.
High.	Snelgrove.
Holder.	Stell.
Holland.	Stevenson.
Hornaday.	Storey.
Johnson.	Sutton.
Jones.	Swain.
Justice.	Taylor.
Kayton.	Teer.
Kennedy.	Turner.
Kenyon.	Veatch.
Kincaid.	Waddell.
King of Hopkins.	Walker.
King of	Wallace
Throckmorton.	of Freestone.
Kirkland.	Wallace of Panola.
Land.	Wallace of Smith.
Loftin.	Ware.
Long.	Wassell.
Loy.	Webb.
Masterson.	Wells.
McCombs.	Whitaker.
McGill.	Williams
Merritt.	of Sabine.

Williams
of Travis.
Williamson.

Woodruff.
Young.

Nays—3.

Avis.
Beck.

Jacks.

Absent.

Daniel.
Duvall.
Gilbert.
Kemble.
Kinnear.

Lipscomb.
Nicholson.
Reagan.
Stout.

Absent—Excused.

Anderson.
Bonham.
Davis.
Denman.
Foster.
Fuchs.
Kirby.

McKean.
Petsch.
Purl.
Shaver.
Smith of Atascosa.
Tillotson.

Paired.

Mr. Albritton (present), who would vote "yea," with Mr. Hagaman (absent), who would vote "nay."

Mr. Woodall (present), who would vote "nay," with Mr. Van Zandt (absent), who would vote "yea."

Reason for Vote.

I favored the two-cent gas tax, but when this was voted down I supported the bill.

YOUNG.

Mr. Wallace of Freestone moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 109 ON SECOND READING.

On motion of Mr. Wallace of Freestone (by unanimous consent), the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 109, A bill to be entitled "An Act relative to registration fees of motor vehicles and motorcycles; amending Article 6678, Revised Civil Statutes, 1925, so as to eliminate registration fees of passenger motor vehicles based on horsepower; amending Article 6679, Revised Civil Statutes, 1925, so as to eliminate registration fees on motor vehicles designed or used for transportation of property based upon horsepower; providing for a registration fee in addition to other registration fees based on weight to be paid by owners

of passenger motor vehicles operating for hire; naming a minimum registration fee for passenger motor vehicles, and providing a penalty for failure to pay the same; amending Article 6691 so as to provide that hereafter all of such registration fees shall go to the county and shall be deposited by the county tax collector to the credit and for the use of the county road and bridge fund, and that none of said fees shall be paid into the State highway fund; repealing Article 820 of the Penal Code; providing that if any section be declared unconstitutional it shall not invalidate any remaining part of this act; fixing the compensation of tax collectors, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Question—Shall the bill be passed to engrossment?

RELATING TO HOUSE BILL NO. 540.

On motion of Mr. Cummings, certain typographical errors were ordered corrected in House bill No. 540.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

H. C. R. No. 2, In regard to agricultural industry of State.

H. B. No. 334, "An Act to amend Sections 2 and 3, Chapter 4, of the Acts of the Third Called Session of the Thirty-sixth Legislature, changing the date of holding the terms of the district court of the Twenty-ninth Judicial District of Texas, and to make all process issued or served before this act takes effect, including recognizances and bonds, returnable to the term of court in the several counties as herein fixed; to validate such process, recognizances and bonds, and to validate the summoning of grand and petit jurors; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 128, "An Act to provide for the examination, testing and reading of electric light, power, natural and artificial gas meters used by private concerns to determine the amount of power or gas used by their consumers, on complaint made by any of said consumers, in incorporated cities, towns or villages having a population of forty thousand (40,000) or less, within this

State; said examination, testing and reading to be made by the agents of the city council or city commissioners in said cities, towns or villages on complaint being made as aforesaid to them by said consumers; and further providing for the making of reports to such complaining consumers as to results of said tests, reading and examination; providing a penalty for refusal to comply with any of the provisions of this act, and declaring an emergency."

H. B. No. 47, "An Act to amend Article 6424 of Chapter 9, Title 112, of the Revised Civil Statutes of 1925, and declaring an emergency."

H. B. No. 29, "An Act to amend Article 1903, of Chapter 2, Title 40, of the Revised Civil Statutes of 1925, and declaring an emergency."

H. B. No. 231, "An Act to authorize the judge of any district court, or other court having jurisdiction, to appoint a receiver or receivers for any defunct or disorganized church or congregation and authorizing the management, sale or other disposition of any and all properties, real, personal, mixed, and choses in action; and authorizing such court in such cases where such church or congregation may not in the judgment of such court be reorganized within reasonable time, to deliver such property or its proceeds to a church or congregation, a religious or governing body or other ecclesiastical head, or a State missionary society, of like faith and order, to be used or expended for the use of a church, churches, denomination or communion of like faith and order, and declaring an emergency."

H. B. No. 38, "An Act to amend Article 3654 of Chapter 26, Title 54, of the Revised Civil Statutes of 1925, and declaring an emergency."

H. B. No. 41, "An Act to amend Article 3990, of Title 64, of the Revised Civil Statutes of 1925, and declaring an emergency."

RECESS.

On motion of Mr. Holder, the House, at 11:50 o'clock a. m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 109 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill

No. 109, relating to motor vehicle registration fee, on its passage to engrossment.

Mr. Wallace of Freestone offered the following (committee) amendment to the bill:

(1)

Amend House bill No. 109 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. Articles 6678, 6679 and 6691 of the Revised Civil Statutes of 1925, are each and all hereby amended so as to hereafter read as follows:

Article 6678. Fees, Passenger Vehicles. The annual registration fee of a motorcycle shall be five (\$5.00) dollars. The annual fee for registration of a passenger motor vehicle shall be based upon weight of the vehicle as follows:

Weight of vehicle in pounds.	Fee per 100 lbs. or fraction thereof.
Class 1—1000-2000....	\$.40
Class 2—2001-3500....	.50
Class 3—3501-4500....	.60
Class 4—4501 and up..	.75

Article 6679. Fees; Trucks. For each motor vehicle designed or used for the transportation of property, the annual license fee shall be based upon the weight of the vehicle, including the body plus its net carrying capacity and the tire equipment, as follows:

Fee per 100 pounds or fraction thereof of the carrying capacity, plus the weight of the vehicle:

Gross weight in lbs.	If equipped with	
	Pneumatic tires.	Solid rubber tires.
Class 1— 1000- 6000..	\$.30	\$.40
Class 2— 6001- 8000..	.40	.50
Class 3— 8001-10000..	.50	.60
Class 4—10001-12000..	.60	.80
Class 5—12001-14000..	.80	1.00
Class 6—14001-16000..	1.20	1.50
Class 7—16001-22000..	1.60	2.00
Class 8—22,001 and up	4.00	5.00

Article 6691. Apportionment of Funds. On Monday of each week, each county tax collector shall deposit in the county depository of this county to the credit of the Road and Bridge Fund of that county all fees collected by him under Article 6678 of this act, together with the fees mentioned in Article 6681 of the Revised Civil Statutes of 1925, being the fees derived from the registration of tractors, said fees to be used

by each county on any county road that it may deem necessary, or expedient, and all other fees derived from the registration of motor vehicles shall be transmitted to the State Highway Department.

Sec. 2. Every owner of a passenger motor vehicle operating for hire in this State shall pay at the time for paying other registration fees, to the county tax collector, a registration fee in addition to the registration fee based on the weight of the vehicle, of four dollars for each passenger such vehicle will seat. Any owner of such a vehicle who shall fail or refuse to comply with this article shall be fined not more than two hundred (\$200) dollars.

Sec. 3. Nothing in this act shall be taken as indicating a legislative opinion or construction that Article 820 of the Penal Code of this State is invalid, but said Article 820 is hereby repealed.

Sec. 4. If any section or part of this act should be declared unconstitutional the same shall not invalidate any remaining section or part of said act.

Sec. 5. The importance of this act, and the fact that the people of this State desire to reduce the amount of registration fees and place more of same in the hands of the county for road and bridge purposes, creates an emergency and an imperative public necessity demanding the suspension of the constitutional rule requiring bills to be read on three several days in each House, and that this act shall take effect from and after its passage, and said rule is hereby suspended, and it is so enacted.

Mr. Van Zandt offered the following amendment to the amendment:

Amend committee amendment No. 1, to House bill No. 109, by striking out on page 4, lines 36 and 37, the words "county road that it may deem necessary or expedient," and substitute therefor the following: "Rural post or lateral roads within such county or, and refunding county road bonds."

Signed—Van Zandt, Smith of Nueces.

The amendment was adopted.

Mr. Williamson offered the following amendments to the amendment:

(1)

Amend committee amendment, Section 2, line 5, following the word "seat" by adding: "Provided, however, that the additional four-dollar (\$4) seat fee shall not apply to corporations or persons, their lessees, trustees or receivers appointed by court whatsoever, in so far as they own, control, operate or manage

motor propelled vehicles operating wholly within the corporate limits of any incorporated town or city and the suburbs thereof, whether separately incorporated or not."

(2)

Amend committee amendment to House bill No. 109, page 3, by inserting after Section 2, Section 2a, as follows:

"Article 6675. Registration. Every owner of a motor vehicle, tractor, trailer, semi-trailer or motorcycle used on the public highways of this State, and each chauffeur, shall annually file in the office of the county tax collector of the county in which he resides or in which the vehicle to be registered is being operated, an application for the registration of each such vehicle owned or controlled by him, or for a chauffeur's license. The county tax collector shall not issue a license to any person until such application has been filled out in full and signed by the applicant, and until the requisite fee for the number of unexpired months for the calendar year is paid."

The amendments were severally adopted.

The (committee) amendment as amended was then adopted.

Mr. Wallace of Freestone offered the following (committee) amendment to the bill:

(2)

Amend House bill No. 109 by striking out all above the enacting clause and substituting in lieu thereof the following:

"An Act relative to registration fees of motor vehicles and motorcycles, amending Article 6678, Revised Civil Statutes of 1925, so as to eliminate registration fees based upon horsepower; amending Article 6679, Revised Civil Statutes of 1925, so as to eliminate registration fees on trucks based upon horsepower; providing for registration fees in addition to fees based upon weight to be paid by owners of passenger motor vehicles operated for hire; providing for a penalty for failure to pay the same; amending Article 6691, Revised Civil Statutes of 1925, so as to provide for portion of registration fees to go to the county road and bridge fund; repealing Article 820 of the Penal Code; providing that if any section is declared unconstitutional it shall not invalidate any remaining section or

parts of this act, and declaring an emergency."

The amendment was adopted.

House bill No. 109 was then passed to engrossment.

HOUSE BILL NO. 109 ON THIRD READING.

Mr. Wallace of Freestone moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 109 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—111.

Mr. Speaker.	Loy.
Acker.	Masterson.
Alexander.	McCombs.
Avis.	McGill.
Barnett.	Merritt.
Barron.	Minor.
Bass.	Montgomery.
Bateman.	Morse.
Bird.	Moursund.
Black.	Murphy.
Boggs.	Nabors.
Boon.	Olsen.
Branch.	Parish of Runnels.
Brown.	Parrish of Travis.
Conway.	Pearce.
Cornwell.	Poage.
Cox.	Pool.
Cummings.	Pope.
Daniel.	Porter.
DeBerry.	Powell.
Dielmann.	Ramsey.
Dunlap.	Renfro
Enderby.	of Angelina.
Eickenroht.	Renfro of Mills.
Farrar.	Rogers of Hays.
Faulk.	Rogers of Shelby.
Finlay.	Rowell.
Fly.	Sanders.
Forbes.	Satterwhite.
Gibson.	Shearer.
Gilbert.	Sheats.
Graves.	Shirley.
Gray.	Simmons.
Harman.	Sinks.
Hefley.	Smith of El Paso.
High.	Smith of Nueces.
Holder.	Smith of Smith.
Holland.	Smyth.
Jacks.	Snelgrove.
Jones.	Stell.
Justice.	Stevenson.
Kayton.	Storey.
Kenyon.	Stout.
Kincaid.	Sutton.
King of Hopkins.	Swain.
Kirkland.	Taylor.
Long.	Turner.

Van Zandt.	Webb.
Veatch.	Wells.
Waddell.	Williams
Walker.	of Sabine.
Wallace	Williams
of Freestone.	of Travis.
Wallace of Panola.	Williamson.
Wallace of Smith.	Woodall.
Ware.	Woodruff.
Wassell.	Young.

Nays—3.

Albritton.	Whitaker.
Kennedy.	

Absent.

Beck.	Kinnear.
Durham.	Land.
Duvall.	Lipscomb.
Gates.	Loftin.
Hagaman.	Nicholson.
Hall.	Pavlica.
Harding.	Rawlins.
Hornaday.	Reagan.
Johnson.	Runge.
Kemble.	Teer.
King of	
Throckmorton.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

The Speaker then laid House bill No. 109 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—115.

Mr. Speaker.	Dielmann.
Acker.	Dunlap.
Albritton.	Enderby.
Alexander.	Eickenroht.
Avis.	Farrar.
Barnett.	Faulk.
Barron.	Finlay.
Bass.	Fly.
Bateman.	Forbes.
Bird.	Foster.
Black.	Fuchs.
Boggs.	Gibson.
Boon.	Gilbert.
Branch.	Graves.
Brown.	Gray.
Conway.	Hall.
Cornwell.	Harman.
Cox.	Hefley.
Cummings.	High.
Daniel.	Holder.
DeBerry.	Holland.

Jacks.	Satterwhite.
Johnson.	Shearer.
Jones.	Sheats.
Justice.	Shirley.
Kayton.	Simmons.
Kennedy.	Sinks.
Kenyon.	Smith of El Paso.
Kincaid.	Smith of Nueces.
King of Hopkins.	Smith of Smith.
King of	Snelgrove.
Throckmorton.	Stell.
Kinnear.	Stevenson.
Kirkland.	Storey.
Long.	Stout.
Loy.	Sutton.
Masterson.	Swain.
McCombs.	Taylor.
McGill.	Teer.
Merritt.	Turner.
Minor.	Van Zandt.
Montgomery.	Veatch.
Morse.	Waddell.
Moursund.	Walker.
Murphy.	Wallace
Nabors.	of Freestone.
Olsen.	Wallace of Panola.
Pearce.	Wallace of Smith.
Poage.	Ware.
Pool.	Wassell.
Pope.	Webb.
Porter.	Wells.
Powell.	Whitaker.
Ramsey.	Williams
Renfro	of Sabine.
of Angelina.	Williams
Renfro of Mills.	of Travis.
Rogers of Hays.	Williamson.
Rogers of Shelby.	Woodall.
Rowell.	Woodruff.
Sanders.	Young.

Absent.

Beck.	Loftin.
Durham.	Nicholson.
Duvall.	Parish of Runnels.
Gates.	Parrish of Travis.
Hagaman.	Pavlica.
Harding.	Rawlins.
Hornaday.	Reagan.
Kemble.	Runge.
Land.	Smyth.
Lipscomb.	

Absent—Excused.

Anderson.	Petsch.
Bonham.	Purl.
Davis.	Shaver.
Denman.	Smith of Atascosa.
Kirby.	Tillotson.
McKean.	

Mr. Wallace of Freestone moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 20 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 20, A bill to be entitled "An Act to prevent fraud, misrepresentation or unfair practices in the sale of merchandise or other property, by means of a plan commonly known as the 'endless chain,' imposing an occupation tax, fixing penalty, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	McGill.
Acker.	Merritt.
Albritton.	Minor.
Alexander.	Montgomery.
Avis.	Morse.
Bass.	Moursund.
Bateman.	Murphy.
Bird.	Nabors.
Black.	Olsen.
Boggs.	Parrish of Travis.
Boon.	Pearce.
Branch.	Poage.
Brown.	Porter.
Conway.	Powell.
Cornwell.	Ramsey.
Cox.	Rawlins.
Cummings.	Renfro
DeBerry.	of Angelina.
Dunlap.	Renfro of Mills.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Rowell.
Faulk.	Sanders.
Finlay.	Satterwhite.
Fly.	Shearer.
Forbes.	Sheats.
Gilbert.	Shirley.
Gray.	Simmons.
Hall.	Sinks.
Harding.	Smith of El Paso.
Harman.	Smith of Nueces.
Hefley.	Smith of Smith.
High.	Snelgrove.
Holland.	Stell.
Jacks.	Stevenson.
Jones.	Storey.
Justice.	Stout.
Kennedy.	Swain.
Kenyon.	Taylor.
Kincaid.	Turner.
King of Hopkins.	Van Zandt.
King of	Veatch.
Throckmorton.	Waddell.
Kinnear.	Walker.
Kirkland.	Wallace
Long.	of Freestone.
Loy.	Wallace of Panola.
Masterson.	Wallace of Smith.
McCombs.	Ware.

Webb.
Wells.
Whitaker.
Williams
of Sabine.

Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—2.

Kayton.

Smyth.

Present—Not Voting.

Barnett.

Absent.

Barron.
Beck.
Daniel.
Dielmann.
Durham.
Duvall.
Gates.
Gibson.
Graves.
Hagaman.
Holder.
Hornaday.
Johnson.
Kemble.

Land.
Lipscomb.
Loftin.
Nicholson.
Parish of Runnels.
Pavlica.
Pool.
Poole.
Reagan.
Runge.
Sutton.
Teer.
Wassell.
Williamson.

Absent—Excused.

Anderson.
Bonham.
Davis.
Denman.
Foster.
Fuchs.
Kirby.

McKean.
Petsch.
Purl.
Shaver.
Smith of Atascosa.
Tillotson.

RELATING TO HOUSE JOINT RESO-
LUTION NO. 15.

On motion of Mr. Alexander, the Engraving Clerk was authorized to make certain corrections in House joint resolution No. 15.

HOUSE BILL NO. 35 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 35, A bill to be entitled "An Act to amend Article 2494 of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—116.

Mr. Speaker.
Acker.
Albritton.
Avis.
Barnett.
Barron.

Bass.
Bateman.
Bird.
Black.
Boggs.
Boon.

Branch.	Powell.
Brown.	Ramsey.
Conway.	Rawlins.
Cornwell.	Renfro
Cox.	of Angelina.
Cummings.	Renfro of Mills.
DeBerry.	Rogers of Hays.
Dunlap.	Rogers of Shelby.
Enderby.	Rowell.
Eickenroht.	Sanders.
Farrar.	Satterwhite.
Faulk.	Shearer.
Finlay.	Sheats.
Fly.	Shirley.
Forbes.	Simmons.
Gilbert.	Sinks.
Graves.	Smith of El Paso.
Gray.	Smith of Nueces.
Hall.	Smith of Smith.
Harding.	Smyth.
Harman.	Snelgrove.
Hefley.	Stell.
High.	Stevenson.
Holland.	Storey.
Jacks.	Stout.
Johnson.	Sutton.
Jones.	Swain.
Justice.	Taylor.
Kayton.	Teer.
Kennedy.	Turner.
Kenyon.	Van Zandt.
Kincaid.	Veatch.
King of Hopkins.	Waddell.
Kirkland.	Walker.
Land.	Wallace
Long.	of Freestone.
Masterson.	Wallace of Panola.
McCombs.	Wallace of Smith.
McGill.	Ware.
Merritt.	Wassell.
Minor.	Webb.
Morse.	Wells.
Moursund.	Whitaker.
Murphy.	Williams
Nabors.	of Sabine.
Olsen.	Williams
Parrish of Travis.	of Travis.
Pearce.	Woodall.
Poage.	Woodruff.
Pope.	Young.
Porter.	

Absent.

Alexander.	Kinnear.
Beck.	Lipscomb.
Daniel.	Loftin.
Dielmann.	Loy.
Durham.	Montgomery.
Duvall.	Nicholson.
Gates.	Parish of Runnels.
Gibson.	Pavlica.
Hagaman.	Pool.
Holder.	Reagan.
Hornaday.	Runge.
Kemble.	Williamson.
King of	
Throckmorton.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

HOUSE BILL NO. 203 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 203, A bill to be entitled "An Act to amend Article 6214, Title 109, Revised Civil Statutes, 1925, so as to provide that Confederate veterans receiving pensions from the United States government on account of services rendered subsequent to the Civil War shall not be deprived of pensions under the general laws of this State, and all Confederate veterans who are inmates of the Confederate Home may receive pensions equal in amount to one-half of the pensions payable to non-inmate veterans, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—107.

Mr. Speaker.	High.
Acker.	Holland.
Albritton.	Jacks.
Avis.	Johnson.
Barnett.	Jones.
Barron.	Justice.
Bass.	Kayton.
Bateman.	Kennedy.
Bird.	Kenyon.
Black.	Kincaid.
Boggs.	King of Hopkins.
Boon.	Kirkland.
Branch.	Land.
Brown.	Long.
Conway.	Masterson.
Cornwell.	McCombs.
Cox.	McGill.
Cummings.	Merritt.
DeBerry.	Minor.
Enderby.	Morse.
Eickenroht.	Moursund.
Farrar.	Murphy.
Faulk.	Nabors.
Finlay.	Olsen.
Fly.	Parrish of Travis.
Forbes.	Pearce.
Gilbert.	Poage.
Graves.	Pope.
Gray.	Porter.
Hall.	Powell.
Harding.	Ramsey.
Harman.	Rawlins.
Hefley.	

Renfro	Swain.
of Angelina.	Taylor.
Renfro of Mills.	Teer.
Rogers of Hays.	Turner.
Rogers of Shelby.	Van Zandt.
Rowell.	Veatch.
Sanders.	Waddell.
Satterwhite.	Walker.
Shearer.	Wallace
Sheats.	of Freestone.
Shirley.	Wallace of Panola.
Simmons.	Ware.
Sinks.	Wassell.
Smith of El Paso.	Webb.
Smith of Nueces.	Wells.
Smith of Smith.	Williams
Smyth.	of Sabine.
Stell.	Williams
Stevenson.	of Travis.
Storey.	Woodall.
Stout.	Woodruff.
Sutton.	Young.

Present—Not Voting.

Whitaker.

Absent.

Alexander.	Kinnear.
Beck.	Lipscomb.
Daniel.	Loftin.
Dielmann.	Loy.
Dunlap.	Montgomery.
Durham.	Nicholson.
Duvall.	Parish of Runnels.
Gates.	Pavlica.
Gibson.	Pool.
Hagaman.	Reagan.
Holder.	Runge.
Hornaday.	Snelgrove.
Kemble.	Wallace of Smith.
King of	Williamson.
Throckmorton.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 18, 1927.

Hon. Robert Lee Bobbitt, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
agreed to concur in House amendments
to Senate bill No. 102 by vote of 25
yeas, 0 nays.

Has passed:

S. J. R. No. 24, Proposing an amend-

ment to the Constitution of the State
of Texas providing for a Supreme Court
consisting of a chief justice and not less
than eight associate justices, one
Court of Criminal Appeals consisting
of a presiding judge and not less than
two associate justices, and altering the
provisions of Article V of the State
Constitution so as to more adequately
provide for a judicial department of
the State government, with amend-
ments.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HOUSE BILL NO. 223 ON THIRD READING.

The Speaker laid before the House, on
its third reading and final passage,

H. B. No. 223, A bill to be entitled
"An Act to amend Article 4351, Revised
Civil Statutes, 1925, by adding thereto
Article 4351a, limiting the amount of
deficiency warrants the Governor may
approve; declaring all warrants in vio-
lation hereof invalid and unredeemable,
and declaring an emergency."

The bill was read third time, and was
passed by the following vote:

Yeas—105.

Mr. Speaker.	High.
Acker.	Holland.
Albritton.	Jacks.
Alexander.	Johnson.
Avis.	Jones.
Barnett.	Justice.
Barron.	Kayton.
Bass.	Kennedy.
Black.	Kenyon.
Boggs.	Kincaid.
Boon.	King of Hopkins.
Branch.	Kirkland.
Brown.	Land.
Conway.	Long.
Cornwell.	Masterson.
Cox.	McCombs.
Cummings.	McGill.
DeBerry.	Merritt.
Enderby.	Minor.
Eickenroht.	Morse.
Farrar.	Moursund.
Faulk.	Murphy.
Finlay.	Nabors.
Fly.	Olsen.
Forbes.	Parrish of Travis.
Gilbert.	Pearce.
Graves.	Poage.
Gray.	Pope.
Hall.	Porter.
Harding.	Powell.
Harman.	Ramsey.
Hefley.	Rawlins.

Renfro	Stout.
of Angelina.	Sutton.
Renfro of Mills.	Swain.
Rogers of Hays.	Taylor.
Rogers of Shelby.	Teer.
Rowell.	Turner.
Sanders.	Van Zandt.
Satterwhite.	Waddell.
Shearer.	Walker.
Sheats.	Wallace
Shirley.	of Freestone.
Simmons.	Wallace of Panola.
Sinks.	Webb.
Smith of El Paso.	Wells.
Smith of Nueces.	Whitaker.
Smith of Smith.	Williams
Smyth.	of Sabine.
Snelgrove.	Williamson.
Stell.	Woodall.
Stevenson.	Woodruff.
Storey.	Young.

Absent.

Bateman.	Lipscomb.
Beck.	Loftin.
Bird.	Loy.
Daniel.	Montgomery.
Dielmann.	Nicholson.
Dunlap.	Parish of Runnels.
Durham.	Pavlica.
Duvall.	Pool.
Gates.	Reagan.
Gibson.	Runge.
Hagaman.	Veatch.
Holder.	Wallace of Smith.
Hornaday.	Ware.
Kemble.	Wassell.
King of	Williams
Throckmorton.	of Travis.
Kinnear.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

HOUSE BILL NO. 300 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 300, A bill to be entitled "An Act requiring uniform fire hose couplings and fire hydrant hose outlets in all cities and towns having public fire protection; setting forth specifications for uniform couplings and outlets; providing for carrying on the work of making all couplings and outlets uniform; making appropriation for salaries, traveling expenses necessary for

placing in effect the provisions of this act, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—89.

Mr. Speaker.	Murphy.
Alexander.	Olsen.
Barnett.	Parish of Runnels.
Barron.	Parrish of Travis.
Bass.	Pearce.
Bateman.	Poage.
Beck.	Pool.
Black.	Pope.
Boggs.	Porter.
Branch.	Rawlins.
Brown.	Renfro of Mills.
Conway.	Rogers of Hays.
Cox.	Rogers of Shelby.
Cummings.	Sanders.
Daniel.	Shearer.
DeBerry.	Sheats.
Enderby.	Shirley.
Eickenroht.	Simmons.
Faulk.	Sinks.
Finlay.	Smith of El Paso.
Fly.	Smith of Nueces.
Forbes.	Smith of Smith.
Gilbert.	Smyth.
Hall.	Stell.
Harding.	Stevenson.
Harman.	Storey.
Hefley.	Stout.
Holland.	Sutton.
Jacks.	Swain.
Johnson.	Taylor.
Jones.	Teer.
Justice.	Turner.
Kayton.	Veatch.
Kenyon.	Waddell.
Kincaid.	Wallace
King of Hopkins.	of Freestone.
Kirkland.	Wallace of Panola.
Land.	Wallace of Smith.
Long.	Ware.
Masterson.	Wassell.
McCombs.	Webb.
McGill.	Wells.
Merritt.	Whitaker.
Minor.	Woodruff.
Morse.	Young.
Moursund.	

Nays—18.

Acker.	Powell.
Albritton.	Renfro
Avis.	of Angelina.
Boon.	Satterwhite.
Cornwell.	Snelgrove.
Gray.	Van Zandt.
High.	Walker.
Kennedy.	Williams
King of	of Travis.
Throckmorton.	Woodall.
Nabors.	

Present—Not Voting.

Farrar.

Absent.

Bird.	Lipscomb.
Dielmann.	Loftin.
Dunlap.	Loy.
Durham.	Montgomery.
Duvall.	Nicholson.
Gates.	Pavlica.
Gibson.	Ramsey.
Graves.	Reagan.
Hagaman.	Rowell.
Holder.	Runge.
Hornaday.	Williams
Kemble.	of Sabine.
Kinnear.	Williamson.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

BILLS AND RESOLUTIONS SIGNED
BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

S. B. No. 126, "An Act to make effective the provisions of Section 5, Article 5, of the Constitution of the State of Texas, wherein it is declared that under such regulations as may be prescribed by law, the Court of Criminal Appeals and the judges thereof may issue such writs as may be necessary to enforce the jurisdiction of said court, and to empower said court and the judges thereof to issue writs of mandamus and certiorari, and to enforce obedience thereof, and declaring an emergency."

S. B. No. 183, Creating Road District No. 1 in Matagorda county, Texas.

S. B. No. 345, Creating Road District No. 26 in Brazoria county.

S. B. No. 172, "An Act validating certain cities and towns incorporated under the general laws of Texas, Title 28, Revised Civil Statutes, 1925, having 600 inhabitants or over, and declaring an emergency."

H. C. R. No. 26, Relative to holding the American Legion convention in San Antonio.

S. B. No. 171, "An Act relating to cities and towns, and towns and villages,

which have assumed control of their schools; declaring them to be independent school districts; providing for an independent school district where towns and villages or cities and towns have abolished their corporate existence, and providing how they shall be governed and controlled; validating all towns and villages or cities and towns that have heretofore assumed control of their public free schools under the Revised Statutes of this State, and have abolished their corporate existence and re-incorporated for municipal purposes and have again assumed control of their public free schools, and validating all acts and things in pursuance thereof by the board of trustees of the district or the municipal authorities in accepting said acts and assuming control of said district within the limits of said school district, and declaring an emergency."

S. B. No. 167, "An Act to create Road District No. 4, in Hill county, Texas; validating and approving all orders made by the commissioners' court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners' court of said county in respect of said road district, bonds and taxes or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

S. B. No. 355, An Act creating Road District No. 25 in Brazoria county.

SENATE BILL NO. 173 ON SECOND
READING.

On motion of Mr. Teer, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 173, A bill to be entitled "An Act amending Article 4340 of the Revised Civil Statutes of 1925, so as to abolish the office of chief clerk to the Secretary of State and creating the office of Assistant Secretary of State, prescribing his tenure, qualifications and duties; fixing his compensation for the remainder of his fiscal year, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Snelgrove offered the following amendment to the bill:

Amend Senate bill No. 173, page 1, lines 39 and 40, by striking out in line 39 "five thousand dollars per annum," and insert in lieu thereof "four thousand per annum"; also strike out "\$3,000" in line 40 and insert in lieu thereof "\$2,500."

Mr. Woodruff offered the following substitute for the amendment:

Amend Senate bill No. 173, line 39, page 1, by striking out the words "five thousand" and inserting in lieu thereof the words "three thousand."

On motion of Mr. Veatch, the substitute amendment was tabled.

Question recurring on the amendment by Mr. Snelgrove, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—98.

Mr. Speaker.	King of
Acker.	Throckmorton.
Albritton.	Kirkland.
Alexander.	Land.
Avis.	Long.
Barnett.	Loy.
Barron.	Masterson.
Bass.	Merritt.
Bateman.	Minor.
Black.	Morse.
Boggs.	Moursund.
Boon.	Murphy.
Branch.	Nabors.
Brown.	Olsen.
Conway.	Parish of Runnels.
Cox.	Parrish of Travis.
Cummings.	Pearce.
Daniel.	Poage.
Dielmann.	Pool.
Dunlap.	Pope.
Enderby.	Porter.
Eickenroht.	Powell.
Farrar.	Rawlins.
Faulk.	Renfro
Finlay.	of Angelina.
Forbes.	Renfro of Mills.
Gates.	Rogers of Hays.
Gibson.	Rogers of Shelby.
Graves.	Runge.
Gray.	Satterwhite.
Hall.	Shearer.
Harding.	Sheats.
Harman.	Shirley.
Hefley.	Simmons.
High.	Sinks.
Jacks.	Smith of Nueces.
Johnson.	Smyth.
Justice.	Snelgrove.
Kennedy.	Stell.
Kincaid.	Stevenson.
King of Hopkins.	Storey.

Stout.	Wallace of Panola.
Sutton.	Wassell.
Swain.	Webb.
Teer.	Wells.
Turner.	Williams
Van Zandt.	of Travis.
Veatch.	Williamson.
Waddell.	Woodall.
Walker.	Young.
Wallace	
of Freestone.	

Nays—12.

Beck.	McCombs.
DeBerry.	McGill.
Gilbert.	Smith of El Paso.
Holland.	Smith of Smith.
Jones.	Ware.
Kenyon.	Woodruff.

Present—Not Voting.

Wallace of Smith. Whitaker.

Absent.

Bird.	Loftin.
Cornwell.	Montgomery.
Durham.	Nicholson.
Duvall.	Pavlica.
Fly.	Ramsey.
Hagaman.	Reagan.
Holder.	Rowell.
Hornaday.	Sanders.
Kayton.	Taylor.
Kemble.	Williams
Kinnear.	of Sabine.
Lipscomb.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

Mr. Cummings offered the following amendment to the bill:

Amend Senate bill No. 173, Article 4340, line 34, after word "law" add "and he shall have had at least five years actual practice in this State prior to his appointment."

Signed—Cummings, Loftin.

The amendment was adopted.

Senate bill No. 173 was then passed to third reading.

SENATE BILL NO. 173 ON THIRD READING.

Mr. Teer moved that the constitutional rule requiring bills to be read on three several days be suspended and that

Senate bill No. 173 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Minor.
Acker.	Moursund.
Alexander.	Murphy.
Avis.	Nabors.
Barnett.	Olsen.
Barron.	Parish of Runnels.
Bass.	Parrish of Travis.
Bateman.	Pearce.
Beck.	Poage.
Black.	Pool.
Boggs.	Pope.
Branch.	Powell.
Cox.	Rawlins.
Cummings.	Renfro
Dielmann.	of Angelina.
Dunlap.	Renfro of Mills.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Runge.
Faulk.	Satterwhite.
Finlay.	Shearer.
Fly.	Sheats.
Forbes.	Simmons.
Gates.	Sinks.
Gibson.	Smith of El Paso.
Gilbert.	Smith of Nueces.
Graves.	Smith of Smith.
Hall.	Smyth.
Harding.	Snelgrove.
Harman.	Stell.
Hefley.	Stevenson.
High.	Storey.
Holder.	Stout.
Holland.	Sutton.
Hornaday.	Swain.
Jacks.	Taylor.
Johnson.	Teer.
Jones.	Turner.
Justice.	Van Zandt.
Kayton.	Veatch.
Kenyon.	Waddell.
King of Hopkins.	Wallace of Panola.
Kirkland.	Wallace of Smith.
Land.	Webb.
Loftin.	Wells.
Long.	Williams
Masterson.	of Travis.
McCombs.	Williamson.
McGill.	Woodall.
Merritt.	Young.

Nays—11.

Albritton.	Loy.
Gray.	Shirley.
Kennedy.	Walker.
Kincaid.	Ware.
King of	Whitaker.
Throckmorton.	Woodruff.

Present—Not Voting.

Cornwell.

DeBerry.

Absent.

Bird.	Nicholson.
Boon.	Pavlica.
Brown.	Porter.
Conway.	Ramsey.
Daniel.	Reagan.
Durham.	Rowell.
Duvall.	Sanders.
Hagaman.	Wallace
Kemble.	of Freestone.
Kinnear.	Wassell.
Lipscomb.	Williams
Montgomery.	of Sabine.
Morse.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

The Speaker then laid Senate bill No. 173 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Holder.
Acker.	Holland.
Alexander.	Hornaday.
Avis.	Jacks.
Barnett.	Johnson.
Barron.	Jones.
Bass.	Justice.
Bateman.	Kayton.
Beck.	Kenyon.
Black.	King of Hopkins.
Boggs.	Kirkland.
Branch.	Land.
Brown.	Loftin.
Cox.	Long.
Cummings.	Loy.
Dielmann.	Masterson.
Dunlap.	McCombs.
Enderby.	McGill.
Farrar.	Merritt.
Faulk.	Minor.
Finlay.	Moursund.
Fly.	Murphy.
Forbes.	Nabors.
Gates.	Olsen.
Gibson.	Parish of Runnels.
Gilbert.	Parrish of Travis.
Graves.	Pearce.
Hall.	Poage.
Harding.	Pool.
Harman.	Pope.
Hefley.	Porter.

Powell.	Stevenson.
Ramsey.	Storey.
Rawlins.	Stout.
Renfro	Sutton.
of Angelina.	Swain.
Renfro of Mills.	Taylor.
Rogers of Hays.	Teer.
Rogers of Shelby.	Turner.
Runge.	Van Zandt.
Satterwhite.	Veatch.
Shearer.	Waddell.
Sheats.	Wallace of Panola.
Shirley.	Wallace of Smith.
Simmons.	Wassell.
Sinks.	Webb.
Smith of El Paso.	Wells.
Smith of Nueces.	Williams
Smith of Smith.	of Travis.
Smyth.	Williamson.
Snelgrove.	Woodall.
Stell.	Young.

Nays—13.

Albritton.	Kennedy.
Boon.	Kincaid.
Cornwell.	King of
DeBerry.	Throckmorton.
Eickenroht,	Walker.
Gray.	Ware.
High.	Woodruff.

Present—Not Voting.

Whitaker.

Absent.

Bird.	Morse.
Conway.	Nicholson.
Daniel.	Pavlica.
Durham.	Reagan.
Duvall.	Rowell.
Hagaman.	Sanders.
Kemble.	Wallace
Kinnear.	of Freestone.
Lipscomb.	Williams
Montgomery.	of Sabine.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

Mr. Teer moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 4 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 4, A bill to be entitled "An Act to add a new article to Chapter 13, Title 49, Revised Civil Statutes, 1925, to be numbered 2867a; repealing all special laws governing legislative independent school districts having fewer than 500 scholastics, except the boundaries set forth in such special laws; placing all such districts under the general laws governing incorporated school districts, and declaring an emergency."

The bill was read second time.

Mr. Harman offered the following (committee) amendment to the bill:

Amend House bill No. 4, Section 1, line 11, by placing a comma after the word "district" and adding the words "and rate of tax levied."

The amendment was adopted.

On motion of Mr. Harman, further consideration of the bill was postponed until 10 o'clock a. m. next Friday.

HOUSE BILL NO. 8 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 8, A bill to be entitled "An Act to amend Article 2757, Revised Statutes of 1925, relating to formation of independent school districts, and declaring an emergency."

The bill was read second time.

Mr. Harman offered the following (committee) amendment to the bill:

Amend by striking out all after the enacting clause and insert the following:

Section. 1. That Article 2757, Revised Civil Statutes of Texas of 1925, be amended so as to hereafter read as follows:

Article 2757. Any common school district containing one thousand inhabitants or more may form an incorporation for free school purposes only, which may include within its bounds any town or village incorporated for municipal purposes, the same not having assumed control of the public free schools within its limits. The territory so incorporated shall hereinafter be called an "independent school district" and said incorporation shall be laid out in a square as near as may be practicable with reference to the location of a school building.

Whenever any such common school district as herein provided is desired to be so incorporated there shall be presented to the county judge a petition signed by twenty or a majority of the resident qualified voters thereof praying

for an election to be ordered for the purpose of determining the question of such incorporation. Said petition shall also contain a definite description by metes and bounds of such common school district proposed to be so incorporated, and said petition shall recite the name by which such independent school district shall be known, and said petition shall pray for an election to determine whether said common school district shall be incorporated as an independent school district and for the election of seven trustees.

Upon presentation of said petition to the county judge as herein provided, such county judge shall enter his order upon the minutes of the commissioners court granting said petition, provided that said county judge finds and determines the sufficiency of such petition and that the facts presented to him in support of such petition are true and substantially inclusive. Such order of election by said county judge shall, when made, specify the date of said election which shall be held within twenty days from the date of such order, and shall designate the place or places at which said election shall be held in said common school district proposed to be so incorporated, and said county judge shall, by such order, appoint a presiding officer for the place or each of the places of said election, and said county judge shall also, in entering such election order, describe the proposition to be so submitted together with a definite description by metes and bounds of the common school district proposed to be so incorporated. The said county judge shall issue a notice of such election stating in substance the contents of such election order and the time and place or places of said election, and said county judge shall cause the sheriff to post a copy of such notice of election in three different public places within the boundaries of such common school district as described in said election order, which posting shall be done not less than ten days prior to the date fixed for said election.

The said election shall be held under the provisions of the laws of this State regulating general elections, except as herein otherwise provided, and only qualified voters who are residents of the common school district proposed to be so incorporated shall be entitled to vote at said election. The officers holding the said election shall make returns of the result thereof to said county judge, and said county judge shall canvass such re-

turns and declare the results of said election, and if a majority of the votes cast at said election shall have been cast in favor of such incorporation, then said county judge shall so find and enter his order to that effect and incorporating said independent school district upon the minutes of the commissioners court and cause the county clerk to record a certified copy of such order in the deed records of the county. Thereupon, such "independent school district" shall thereafter be regarded as duly incorporated for free school purposes only and shall have and is hereby vested with all the rights, powers and privileges conferred and imposed by the general laws of this State upon independent school districts. And said independent school district shall, upon notice to the State Superintendent of Education, be entitled to receive its share of the available school fund to which it is entitled as provided by the laws of this State.

Whenever any unincorporated town or village is included within the boundaries of any incorporated independent school district and such town or village be thereafter incorporated for municipal purposes, it shall not thereby acquire any right to take or assume control of the public free schools within its limits.

Sec. 2. That Article 2758, Revised Civil Statutes of Texas of 1925, be amended so as to hereafter read as follows:

Article 2758. When the said county judge shall enter his order for the incorporation election herein provided, he shall at the same time order an election to be held at the same time and place or places and by the same election officers for the election of a board of trustees to consist of seven members. Notice of the said election for the seven members of said board of trustees for the proposed independent school district shall be given within the same time and manner as herein provided for the giving of notice of election for the incorporation of an independent school district. The said election shall be held at the same time and place by the same election officers appointed to hold such incorporation election, and such election officers shall make returns of the result of such election for trustees to said county judge, and said county judge shall canvass the returns and declare the result thereof for said election and enter his order to that effect in the same manner as herein provided for such incorporation election. And said county judge shall issue his certificate of election to each of the

seven candidates for the office of such trustee who received the greatest number of votes cast for the office of trustee, respectively. And upon the issuance of such certificate of election to and upon the taking of the oath of office provided in the Constitution of this State, by each of such trustees, they shall, respectively, be deemed to have fully qualified and shall immediately enter upon the discharge of their respective duties. When each of the seven trustees have so qualified as herein provided, they shall, respectively, file their oaths of office with the county judge, and proceed with the organization of the board of trustees by electing one of their number as president of the board of trustees, electing a secretary of such board of trustees who may or may not be a member of such board, and by electing a treasurer and an assessor and collector of taxes, and such other officers and committees as shall be deemed by said board necessary.

Each of the seven trustees who were elected at such incorporation election shall hold office until the next regular trustee election to be held on the first Saturday in April next succeeding and until their respective successors have been duly elected and qualified, at which time seven trustees shall be elected for said independent school district, whose respective terms of office shall be determined in the following manner and by the following method: Such trustees shall draw by lot, and those trustees drawing the numbers 1, 2, 3 and 4 shall serve one year for the term of office ending with the next regular trustee election on the first Saturday in April of the following year and until their respective successors have been duly elected and qualified. And those trustees drawing the numbers 5, 6 and 7 shall serve for two years for the term of office ending with the next regular trustee election on the first Saturday in April of the second year following their election.

The said trustees and said board of trustees of each of such independent school districts incorporated under the provisions of this act shall have and exercise and are hereby vested with all the rights, powers, privileges and duties conferred and imposed upon the trustees and boards of trustees of independent school districts by the general laws of this State.

Sec. 3. Should any of the provisions of this act be declared by the courts to be inoperative or unconstitutional, such decision by the courts shall not invali-

date or affect any of the remaining provisions or sections of this act, but such decision shall invalidate or affect only such provisions of this act so held invalid or unconstitutional.

Sec. 4. All general laws and parts of general laws in conflict herewith are hereby expressly repealed.

Sec. 5. The fact that the general laws of this State now in effect and relating to the formation of independent school districts are wholly inadequate to the public interest and so seriously restrict the progress of the public school system of this State, creates an emergency and an imperative public necessity requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Harman offered the following amendment to the amendment:

Amend House bill No. 8, page 3, Section 2, line 29, by striking out the word "held" and insert in lieu thereof the word "hold" and strike out on page 4, line 28, Section 2, the following: "said trustees and."

The amendment was adopted.

The committee amendment (as amended) was then adopted.

Mr. Harman offered the following (committee) amendment to the bill:

Amend by striking out all preceding the enacting clause and insert the following:

"H. B. No. 8, A bill to be entitled 'An Act to amend Articles 2757 and 2758, Revised Civil Statutes of Texas, of 1925, relating to the formation of independent school districts and the election of a board of trustees thereof, and declaring an emergency.'"

The amendment was adopted.

House bill No. 8 was then passed to engrossment.

HOUSE BILL NO. 8 ON THIRD READING.

Mr. Harman moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 8 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—96.

Mr. Speaker.	Beck.
Acker.	Bird.
Avis.	Black.
Barnett.	Boggs.
Bass.	Boon.

Branch.	Parrish of Travis.
Brown.	Pearce.
Conway.	Poage.
Cornwell.	Pool.
Cox.	Pope.
Cummings.	Porter.
Daniel.	Ramsey.
DeBerry.	Rawlins.
Enderby.	Renfro of Mills.
Farrar.	Rogers of Hays.
Faulk.	Rogers of Shelby.
Finlay.	Rowell.
Fly.	Runge.
Forbes.	Sanders.
Gates.	Satterwhite.
Gibson.	Shearer.
Graves.	Sheats.
Gray.	Simmons.
Hall.	Sinks.
Harman.	Smith of El Paso.
High.	Smith of Nueces.
Holder.	Smith of Smith.
Holland.	Smyth.
Hornaday.	Snelgrove.
Jacks.	Stevenson.
Johnson.	Storey.
Jones.	Stout.
Kayton.	Sutton.
Kennedy.	Swain.
Kenyon.	Taylor.
Kincaid.	Teer.
King of Hopkins.	Veatch.
King of	Waddell.
Throckmorton.	Walker.
Kinnear.	Wallace
Land.	of Freestone.
Loftin.	Wallace of Panola.
Long.	Wallace of Smith.
McGill.	Ware.
Minor.	Wells.
Morse.	Williams
Murphy.	of Travis.
Nabors.	Young.
Olsen.	

Nays—16.

Albritton.	Powell.
Alexander.	Renfro
Bateman.	of Angelina.
Eickenroht.	Stell.
Justice.	Turner.
Kirkland.	Van Zandt.
Loy.	Whitaker.
McCombs.	Woodall.
Parish of Runnels.	

Absent.

Barron.	Lipscomb.
Dielmann.	Masterson.
Dunlap.	Merritt.
Durham.	Montgomery.
Duvall.	Moursund.
Gilbert.	Nicholson.
Hagaman.	Pavlica.
Harding.	Reagan.
Hefley.	Shirley.
Kemble.	Wassell.

Webb.	Williamson.
Williams	Woodruff.
of Sabine.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

The Speaker then laid House bill No. 8 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—108.

Mr. Speaker.	Kirkland.
Acker.	Land.
Albritton.	Loftin.
Avis.	Long.
Barnett.	Loy.
Bass.	Masterson.
Bateman.	McCombs.
Beck.	McGill.
Bird.	Merritt.
Black.	Minor.
Boggs.	Morse.
Boon.	Moursund.
Branch.	Murphy.
Brown.	Nabors.
Conway.	Olsen.
Cornwell.	Parish of Runnels.
Cox.	Parrish of Travis.
Cummings.	Pearce.
Daniel.	Poage.
DeBerry.	Pool.
Enderby.	Pope.
Farrar.	Porter.
Faulk.	Ramsey.
Finlay.	Renfro
Fly.	of Angelina.
Forbes.	Renfro of Mills.
Gibson.	Rogers of Hays.
Graves.	Rogers of Shelby.
Gray.	Rowell.
Hall.	Runge.
Harding.	Sanders.
Harman.	Satterwhite.
High.	Shearer.
Holder.	Sheats.
Hornaday.	Shirley.
Jacks.	Simmons.
Johnson.	Sinks.
Jones.	Smith of El Paso.
Kayton.	Smith of Nueces.
Kennedy.	Smith of Smith.
Kenyon.	Snelgrove.
Kincaid.	Stell.
King of Hopkins.	Stevenson.
King of	Storey.
Throckmorton.	Stout.
Kinnear.	Sutton.

Swain.	Wallace of Panola.
Taylor.	Wallace of Smith.
Teer.	Ware.
Turner.	Webb.
Van Zandt.	Wells.
Veatch.	Whitaker.
Waddell.	Williams
Walker.	of Travis.
Wallace	Woodall.
of Freestone.	Young.

Nays—3.

Alexander.	Powell.
Montgomery.	

Present—Not Voting.

Eickenroht.	Justice.
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Absent.

Barron.	Lipscomb.
Dielmann.	Nicholson.
Dunlap.	Pavlica.
Durham.	Rawlins.
Duvall.	Reagan.
Gates.	Smyth.
Gilbert.	Wassell.
Hagaman.	Williams
Hefley.	of Sabine.
Holland.	Williamson.
Kemble.	Woodruff.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

RELATING TO HOUSE JOINT RESOLUTION NO. 25.

On motion of Mr. Stevenson, the Engrossing Clerk was authorized to make certain corrections in House joint resolution No. 25.

HOUSE BILL NO. 51 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 51, A bill to be entitled "An Act to amend Section 1 of Article 7047, Title 122, Chapter 1, Revised Civil Statutes of Texas, 1925, relating to occupation taxes on itinerant merchants, by substituting therefor Section 1, Section 1a, Section 1b and Section 1c, imposing an occupation tax on persons beginning or desiring to begin a transient retail business for the sale of goods,

wares or merchandise; fixing penalty; making certain exemptions; repealing all laws in conflict, and declaring an emergency."

The bill was read second time.

Mr. Kayton offered the following amendment to the bill:

Amend House bill No. 51, line 27, Section 1, by inserting after the semicolon after the word "sale" the following: "provided, that nothing herein contained shall apply to traveling salesmen of bona fide business establishments whose principal place of business is located permanently within the State of Texas."

On motion of Mr. Wells, the amendment was tabled.

Mr. Sheats offered the following amendment to the bill:

Amend House bill No. 51 by striking out the enacting clause.

Question recurring on the amendment by Mr. Sheats, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—43.

Albritton.	Pearce.
Bass.	Porter.
Bateman.	Ramsey.
Bird.	Renfro
Black.	of Angelina.
Boggs.	Rowell.
Cummings.	Sheats.
Enderby.	Shirley.
Faulk.	Sinks.
Finlay.	Smyth.
Graves.	Snelgrove.
Holland.	Stell.
Justice.	Storey.
Kennedy.	Stout.
Kenyon.	Turner.
Kincaid.	Van Zandt.
Kirkland.	Walker.
Land.	Whitaker.
Loftin.	Williams
Long.	of Sabine.
McGill.	Woodall.
Merritt.	Woodruff.
Nabors.	

Nays—64.

Alexander.	Gilbert.
Barnett.	Gray.
Boon.	Harding.
Branch.	Harman.
Conway.	High.
Cornwell.	Holder.
Cox.	Hornaday.
Daniel.	Jacks.
DeBerry.	Johnson.
Fly.	Jones.
Forbes.	Kayton.
Gibson.	King of Hopkins.

King of	Sanders.
Throckmorton.	Satterwhite.
Loy.	Shearer.
Masterson.	Simmons.
McCombs.	Smith of El Paso.
Minor.	Smith of Nueces.
Montgomery.	Smith of Smith.
Morse.	Stevenson.
Moursund.	Swain.
Murphy.	Taylor.
Nicholson.	Teer.
Parish of Runnels.	Veatch.
Parrish of Travis.	Waddell.
Poage.	Wallace
Pool.	of Freestone.
Pope.	Wallace of Panola.
Powell.	Wallace of Smith.
Rawlins.	Ware.
Renfro of Mills.	Wells.
Rogers of Hays.	Young.
Rogers of Shelby.	

Present—Not Voting.

Webb.

Absent.

Acker.	Hefley.
Avis.	Kemble.
Barron.	Kinnear.
Beck.	Lipscomb.
Brown.	Olsen.
Dielmann.	Pavlica.
Dunlap.	Reagan.
Durham.	Runge.
Duvall.	Sutton.
Eickenroht.	Wassell.
Farrar.	Williams
Gates.	of Travis.
Hagaman.	Williamson.
Hall.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

Mr. Jacks offered the following amendment to the bill:

Amend House bill No. 51 by adding at the end of Section 1, the following: "Provided the provisions of this act shall not apply to sales of goods, wares or merchandise held under the auspices of any bona fide fair or public exhibition association during such fair or exhibition."

The amendment was adopted.

Mr. Boon offered the following amendment to the bill:

Amend House bill No. 51 by striking out the figures "\$100," in line 2, page 4, and insert in lieu thereof the figures "\$50."

On motion of Mr. Wells, the amendment was tabled.

Mr. Jacks moved the previous question on the passage of the bill to engrossment, and the main question was ordered.

House bill No. 51 was then passed to engrossment.

RELATING TO HOUSE JOINT RESOLUTION NO. 14.

On motion of the Speaker, the Engrossing Clerk was authorized to make certain correction in House joint resolution No. 14.

(Mr. Rawlins in the chair.)

HOUSE BILL NO. 13 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 13, A bill to be entitled "An Act amending Article 47 of the Penal Code of the State of Texas of 1925, so as to properly define the word 'offense,' the word 'felony' and the word 'misdemeanor,' prescribing what is and is not a capital felony, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 13 ON THIRD READING.

Mr. Sinks moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 13 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

Alexander.	Gilbert.
Avis.	Graves.
Barnett.	Gray.
Bass.	Hall.
Bateman.	Harman.
Bird.	High.
Black.	Holland.
Boggs.	Jacks.
Boon.	Johnson.
Branch.	Jones.
Cornwell.	Justice.
Cummings.	Kayton.
Daniel.	Kenyon.
DeBerry.	Kincaid.
Enderby.	King of Hopkins.
Eickenroht.	King of
Farrar.	Throckmorton.
Fly.	Kinnear.
Forbes.	Kirkland.
Gibson.	Land.

Loftin.	Sheats.
Long.	Shirley.
Masterson.	Simmons.
McCombs.	Sinks.
McGill.	Smith of El Paso.
Merritt.	Smith of Nueces.
Minor.	Smith of Smith.
Morse.	Smyth.
Moursund.	Snelgrove.
Murphy.	Storey.
Nabors.	Stout.
Nicholson.	Swain.
Parish of Runnels.	Taylor.
Parrish of Travis.	Teer.
Pearce.	Turner.
Pool.	Van Zandt.
Pope.	Veatch.
Porter.	Waddell.
Powell.	Walker.
Ramsey.	Wallace of Panola.
Renfro	Wallace of Smith.
of Angelina.	Wassell.
Renfro of Mills.	Wells.
Rogers of Hays.	Williams
Rogers of Shelby.	of Sabine.
Rowell.	Williams
Runge.	of Travis.
Sanders.	Woodall.
Satterwhite.	Woodruff.
Shearer.	Young.

Nays—7.

Albritton.	Stell.
Kennedy.	Ware.
Loy.	Whitaker.
Olsen.	

Present—Not Voting.

Webb.

Absent.

Acker.	Hefley.
Barron.	Holder.
Beck.	Hornaday.
Brown.	Kemble.
Conway.	Lipscomb.
Cox.	Montgomery.
Dielmann.	Pavlica.
Dunlap.	Poage.
Durham.	Rawlins.
Duvall.	Reagan.
Faulk.	Stevenson.
Finlay.	Sutton.
Gates.	Wallace
Hagaman.	of Freestone.
Harding.	Williamson.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

The Speaker then laid House bill No. 13 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Albritton.	Parish of Runnels.
Alexander.	Parrish of Travis.
Avis.	Pearce.
Barnett.	Poage.
Bass.	Pool.
Bateman.	Pope.
Bird.	Porter.
Black.	Powell.
Boggs.	Ramsey.
Boon.	Rawlins.
Branch.	Renfro
Cornwell.	of Angelina.
Cummings.	Renfro of Mills.
Daniel.	Rogers of Hays.
DeBerry.	Rogers of Shelby.
Enderby.	Rowell.
Eickenroht.	Runge.
Farrar.	Sanders.
Fly.	Satterwhite.
Forbes.	Shearer.
Gibson.	Sheats.
Gilbert.	Shirley.
Graves.	Simmons.
Gray.	Sinks.
Hall.	Smith of El Paso.
Harman.	Smith of Nueces.
High.	Smith of Smith.
Holland.	Smyth.
Johnson.	Snelgrove.
Jones.	Stell.
Justice.	Storey.
Kayton.	Stout.
Kennedy.	Sutton.
Kenyon.	Taylor.
Kincaid.	Teer.
King of Hopkins.	Turner.
King of	Van Zandt.
Throckmorton.	Veatch.
Kinnear.	Waddell.
Kirkland.	Walker.
Land.	Wallace of Panola.
Loftin.	Wallace of Smith.
Long.	Ware.
Loy.	Wassell.
Masterson.	Webb.
McCombs.	Wells.
McGill.	Whitaker.
Merritt.	Williams
Morse.	of Sabine.
Moursund.	Williams
Murphy.	of Travis.
Nabors.	Woodruff.
Olsen.	Young.

Present—Not Voting.

Cox.	Woodall.
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Absent.

Acker.	Holder.
Barron.	Hornaday.
Beck.	Jacks.
Brown.	Kemble.
Conway.	Lipscomb.
Dielmann.	Minor.
Dunlap.	Montgomery.
Durham.	Nicholson.
Duvall.	Pavlica.
Faulk.	Reagan.
Finlay.	Stevenson.
Gates.	Swain.
Hagaman.	Wallace
Harding.	of Freestone.
Hefley.	Williamson.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

HOUSE BILL NO. 291 ON SECOND
READING.

On motion of Mr. Smyth, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 291, A bill to be entitled "An Act amending Articles 3334 and 3336 of the Revised Civil Statutes of 1925, relating to the manner of service of citation on application for the probate of wills, and inserting Article 3334a, validating the service of citation and the probating of wills, in so far as notice is concerned, where citation has been made by publication, as provided for by Article 28, without posting notices, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 291 ON THIRD
READING.

Mr. Smyth moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 291 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—91.

Alexander.	Black.
Barnett.	Boggs.
Bateman.	Boon.
Beck.	Branch.
Bird.	Conway.

Cornwell.	Pool.
Cox.	Pope.
Cummings.	Porter.
Daniel.	Powell.
DeBerry.	Ramsey.
Enderby.	Rogers of Hays.
Farrar.	Rogers of Shelby.
Faulk.	Rowell.
Fly.	Runge.
Forbes.	Sanders.
Gates.	Satterwhite.
Gilbert.	Sheats.
Graves.	Shirley.
Gray.	Simmons.
Hall.	Sinks.
Harman.	Smith of El Paso.
High.	Smith of Nueces.
Holland.	Smith of Smith.
Hornaday.	Smyth.
Jones.	Snelgrove.
Justice.	Stout.
Kayton.	Sutton.
Kennedy.	Taylor.
Kenyon.	Teer.
King of Hopkins.	Turner.
King of	Van Zandt.
Throckmorton.	Veatch.
Kinnear.	Waddell.
Kirkland.	Walker.
Land.	Wallace
Long.	of Freestone.
Loy.	Wallace of Panola.
McCombs.	Wallace of Smith.
McGill.	Ware.
Merritt.	Wassell.
Morse.	Whitaker.
Moursund.	Williams
Murphy.	of Sabine.
Nabors.	Williams
Parish of Runnels.	of Travis.
Parrish of Travis.	Woodall.
Pearce.	Woodruff.
Poage.	Young.

Nays—2.

Albritton.	Olsen.
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Present—Not Voting.

Gibson.	Renfro
Jacks.	of Angelina.
Kincaid.	Stell.
Nicholson.	Webb.

Absent.

Acker.	Hagaman.
Avis.	Harding.
Barron.	Hefley.
Bass.	Holder.
Brown.	Johnson.
Dielmann.	Kemble.
Dunlap.	Lipscomb.
Durham.	Loftin.
Duvall.	Masterson.
Eickenroht.	Minor.
Finlay.	Montgomery.

Pavlica.	Stevenson.
Rawlins.	Storey.
Reagan.	Swain.
Renfro of Mills.	Wells.
Shearer.	Williamson.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

The Speaker then laid House bill No. 291 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—91.

Albritton.	Minor.
Alexander.	Morse.
Barnett.	Moursund.
Bass.	Murphy.
Bateman.	Nabors.
Beck.	Parish of Runnels.
Bird.	Parrish of Travis.
Black.	Pearce.
Boggs.	Poage.
Boon.	Pool.
Branch.	Pope.
Conway.	Powell.
Cornwell.	Ramsey.
Cummings.	Rogers.
Daniel.	Rogers of Shelby.
DeBerry.	Rowell.
Enderby.	Runge.
Farrar.	Sanders.
Faulk.	Satterwhite.
Fly.	Sheats.
Forbes.	Shirley.
Gates.	Simmons.
Graves.	Sinks.
Gray.	Smith of Nueces.
Hall.	Smith of Smith.
Harman.	Smyth.
High.	Snelgrove.
Holland.	Storey.
Hornaday.	Stout.
Jones.	Sutton.
Justice.	Taylor.
Kayton.	Teer.
Kennedy.	Turner.
Kenyon.	Van Zandt.
King of Hopkins.	Veatch.
King of	Waddell.
Throckmorton.	Walker.
Kinnear.	Wallace of Panola.
Kirkland.	Wallace of Smith.
Land.	Ware.
Long.	Wassell.
McCombs.	Whitaker.
McGill.	Williams
Merritt.	of Sabine.

Williams	Woodruff.
of Travis.	Young.
Woodall.	

Nays—2.

Gilbert.	Olsen.
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Present—Not Voting.

Eickenroht.	Renfro
Gibson.	of Angelina.
Jacks.	Stell.
Kincaid.	Webb.
Nicholson.	

Absent.

Acker.	Loftin.
Avis.	Loy.
Barron.	Masterson.
Brown.	Montgomery.
Cox.	Pavlica.
Dielmann.	Porter.
Dunlap.	Rawlins.
Durham.	Reagan.
Duvall.	Renfro of Mills.
Finlay.	Shearer.
Hagaman.	Smith of El Paso.
Harding.	Stevenson.
Hefley.	Swain.
Holder.	Wallace
Johnson.	of Freestone.
Kemble.	Wells.
Lipscomb.	Williamson.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

Mr. Cummings moved a call of the House for the purpose of maintaining a quorum until 5:30 o'clock p. m. today, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Holland the Sergeant-at-Arms was instructed to bring in all absentees within the city.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read the following enrolled bill:

S. B. No. 102, "An Act authorizing the district attorney of the criminal district

court for the counties of Nueces, Kleberg, Willacy and Cameron to appoint assistant district attorneys and investigators; providing for their salaries; prescribing their qualifications and duties, and declaring an emergency."

HOUSE BILL NO. 294 ON SECOND READING.

On motion of Mr. Parish of Runnels, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 294, A bill to be entitled "An Act validating the appointment of guardians when citation was published, as provided in Chapter 179, Acts, Regular Session, 1917, being now Article 28 of the Revised Civil Statutes of Texas, 1925, and where such citation was not published as provided in Article 4115 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 294 ON THIRD READING.

Mr. Parish of Runnels moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 294 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

Acker.	Graves.
Alexander.	Gray.
Barnett.	Hall.
Bass.	Harman.
Bateman.	High.
Beck.	Holland.
Bird.	Hornaday.
Black.	Jones.
Boggs.	Justice.
Boon.	Kennedy.
Branch.	Kenyon.
Conway.	King of Hopkins.
Cornwell.	King of
Cox.	Throckmorton.
Cummings.	Kinnear.
Daniel.	Kirkland.
DeBerry.	Land.
Enderby.	Loftin.
Farrar.	Long.
Faulk.	McCombs.
Fly.	McGill.
Forbes.	Merritt.
Gates.	Minor.
Gilbert.	Morse.

Moursund.	Sinks.
Murphy.	Smith of El Paso.
Nabors.	Smith of Nueces.
Nicholson.	Smith of Smith.
Olsen.	Smyth.
Parish of Runnels.	Snelgrove.
Pearce.	Stevenson.
Poage.	Storey.
Pool.	Stout.
Pope.	Swain.
Porter.	Taylor.
Powell.	Teer.
Ramsey.	Turner.
Rawlins.	Van Zandt.
Renfro.	Waddell.
of Angelina.	Wallace
Renfro of Mills.	of Freestone.
Rogers of Hays.	Wallace of Panola.
Rogers of Shelby.	Wallace of Smith.
Rowell.	Wassell.
Runge.	Williams
Sanders.	of Sabine.
Satterwhite.	Williams
Shearer.	of Travis.
Sheats.	Woodall.
Shirley.	Woodruff.
Simmons.	Young.

Nays—4.

Albritton.	Ware.
Kayton.	Whitaker.

Present—Not Voting.

Eickenroht.	Kincaid.
Gibson.	Stell.
Jacks.	Webb.

Absent.

Avis.	Kemble.
Barron.	Lipscomb.
Brown.	Loy.
Dielmann.	Masterson.
Dunlap.	Montgomery.
Durham.	Parrish of Travis.
Duvall.	Pavlica.
Finlay.	Reagan.
Hagaman.	Sutton.
Harding.	Veatch.
Hefley.	Walker.
Holder.	Wells.
Johnson.	Williamson.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

The Speaker then laid House bill No. 294 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—99.

Acker.	Parish of Runnels.
Albritton.	Pearce.
Alexander.	Poage.
Barnett.	Pool.
Bass.	Pope.
Bateman.	Porter.
Beck.	Powell.
Bird.	Ramsey.
Black.	Rawlins.
Boggs.	Renfro
Boon.	of Angelina.
Branch.	Renfro of Mills.
Conway.	Rogers of Hays.
Cornwell.	Rogers of Shelby.
Cox.	Rowell.
Cummings.	Runge.
Daniel.	Sanders.
DeBerry.	Satterwhite.
Enderby.	Shearer.
Farrar.	Sheats.
Faulk.	Shirley.
Fly.	Simmons.
Forbes.	Sinks.
Gates.	Smith of El Paso.
Gilbert.	Smith of Smith.
Graves.	Smyth.
Gray.	Snelgrove.
Hall.	Stevenson.
Harman.	Storey.
High.	Stout.
Holland.	Sutton.
Hornaday.	Swain.
Jones.	Taylor.
Justice.	Teer.
Kayton.	Turner.
Kennedy.	Van Zandt.
Kenyon.	Veatch.
King of Hopkins.	Waddell.
King of	Walker.
Throckmorton.	Wallace
Kirkland.	of Freestone.
Land.	Wallace of Panola.
Long.	Wallace of Smith.
Loy.	Ware.
McCombs.	Wassell.
McGill.	Webb.
Merritt.	Whitaker.
Minor.	Williams
Morse.	of Sabine.
Moursund.	Woodall.
Murphy.	Woodruff.
Nabors.	Young.
Olsen.	

Present—Not Voting.

Eickenroht.	Kincaid.
Gibson.	Nicholson.
Jacks.	Stell.

Absent.

Avis.	Brown.
Barron.	Dielmann.

Dunlap.	Loftin.
Durham.	Masterson.
Duvall.	Montgomery.
Finlay.	Parrish of Travis.
Hagaman.	Pavlica.
Harding.	Reagan.
Hefley.	Smith of Nueces.
Holder.	Wells.
Johnson.	Williams
Kemble.	of Travis.
Kinnear.	Williamson.
Lipscomb.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

HOUSE BILL NO. 556 ON SECOND READING.

On motion of Mr. Pool, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 556, A bill to be entitled "An Act to amend Article 7596, Chapter 1, Title 128, Revised Civil Statutes of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, to authorize conservation and reclamation districts co-operating under contract with the United States to waive the preference lien given them by statute, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 556 ON THIRD READING.

Mr. Pool moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 556 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Alexander.	Cox.
Bass.	Cummings.
Bateman.	Daniel.
Beck.	DeBerry.
Bird.	Enderby.
Black.	Eickenroht.
Boggs.	Farrar.
Boon.	Fly.
Branch.	Forbes.
Conway.	Gates.
Cornwell.	Gilbert.

Graves.	Renfro of Mills.
Gray.	Rogers of Hays.
Hall.	Rogers of Shelby.
Harding.	Rowell.
Harman.	Runge.
High.	Sanders.
Holder.	Satterwhite.
Holland.	Shearer.
Hornaday.	Sheats.
Jacks.	Shirley.
Johnson.	Simmons.
Justice.	Sinks.
Kayton.	Smith of El Paso.
Kennedy.	Smith of Nueces.
Kenyon.	Smith of Smith.
Kincaid.	Smyth.
King of Hopkins.	Snelgrove.
King of	Stevenson.
Throckmorton.	Storey.
Kinnear.	Stout.
Kirkland.	Sutton.
Land.	Swain.
Loftin.	Taylor.
Loy.	Teer.
Masterson.	Turner.
McCombs.	Van Zandt.
McGill.	Veatch.
Minor.	Waddell.
Morse.	Walker.
Moursund.	Wallace
Murphy.	of Freestone.
Nabors.	Wallace of Panola.
Nicholson.	Wallace of Smith.
Parish of Runnels.	Ware.
Pearce.	Wassell.
Poage.	Webb.
Pool.	Williams
Pope.	of Sabine.
Porter.	Williams
Powell.	of Travis.
Ramsey.	Woodall.
Rawlins.	Woodruff.
Renfro	Young.
of Angelina.	

Nays—3.

Albritton.	Whitaker.
Olsen.	

Absent.

Acker.	Hefley.
Avis.	Jones.
Barnett.	Kemble.
Barron.	Lipscomb.
Brown.	Long.
Dielmann.	Merritt.
Dunlap.	Montgomery.
Durham.	Parrish of Travis.
Duvall.	Pavlica.
Faulk.	Reagan.
Finlay.	Stell.
Gibson.	Wells.
Hagaman.	Williamson.

Absent—Excused.

Anderson.	Bonham.
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Davis.	Petsch.
Denman.	Purl.
Foster.	Shaver.
Fuchs.	Smith of Atascosa.
Kirby.	Tillotson.
McKean.	

The Speaker then laid House bill No. 556 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—108.

Albritton.	Morse.
Alexander.	Moursund.
Avis.	Murphy.
Bass.	Nabors.
Bateman.	Nicholson.
Beck.	Olsen.
Bird.	Parish of Runnels.
Black.	Pearce.
Boggs.	Poage.
Boon.	Pool.
Branch.	Pope.
Conway.	Porter.
Cornwell.	Powell.
Cox.	Ramsey.
Cummings.	Rawlins.
Daniel.	Renfro
DeBerry.	of Angelina.
Dielmann.	Renfro of Mills.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Runge.
Finlay.	Sanders.
Fly.	Satterwhite.
Forbes.	Shearer.
Gates.	Sheats.
Gibson.	Shirley.
Gilbert.	Simmons.
Graves.	Sinks.
Gray.	Smith of El Paso.
Hall.	Smith of Nueces.
Harding.	Smith of Smith.
Harman.	Smyth.
High.	Snelgrove.
Holder.	Stell.
Holland.	Stevenson.
Hornaday.	Storey.
Jacks.	Stout.
Johnson.	Sutton.
Justice.	Swain.
Kennedy.	Taylor.
Kenyon.	Teer.
Kincaid.	Turner.
King of Hopkins.	Van Zandt.
King of	Veatch.
Throckmorton.	Waddell.
Land.	Walker.
Loftin.	Wallace
Loy.	of Freestone.
Masterson.	Wallace of Panola.
McCombs.	Wallace of Smith.
McGill.	Ware.
Merritt.	Wassell.
Minor.	Webb.

Whitaker.
Williams
of Sabine.

Williams
of Travis.
Woodall.
Young.

Absent.

Acker.
Barnett.
Barron.
Brown.
Dunlap.
Durham.
Duvall.
Faulk.
Hagaman.
Hefley.
Jones.
Kayton.
Kemble.

Kinnear.
Kirkland.
Lipscomb.
Long.
Montgomery.
Parrish of Travis.
Pavlica.
Reagan.
Rowell.
Wells.
Williamson.
Woodruff.

Absent—Excused.

Anderson.
Bonham.
Davis.
Denman.
Foster.
Fuchs.
Kirby.

McKean.
Petsch.
Purl.
Shaver.
Smith of Atascosa.
Tillotson.

HOUSE BILL NO. 557 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 557, A bill to be entitled "An Act to amend Article 7752, Chapter 2, Title 128, of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, to authorize conservation and reclamation districts obtaining a water supply under contract with the United States to waive the statutory lien given them, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 557 ON THIRD READING.

Mr. Pool moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 557 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

Alexander.
Barnett.
Bass.
Bateman.

Beck.
Bird.
Black.
Boggs.

Boon.
Branch.
Conway.
Cornwell.
Cox.
Cummings.
Daniel.

DeBerry.
Enderby.
Eickenroht.
Farrar.

Fly.
Forbes.
Gates.
Gilbert.

Graves.
Hall.
Harding.
Harman.

High.
Holder.
Holland.
Jacks.

Johnson.
Justice.
Kayton.
Kennedy.

Kenyon.
King of Hopkins.
King of
Throckmorton.

Kinnear.
Kirkland.
Land.
Loftin.

Masterson.
McCombs.
McGill.
Merritt.

Minor.
Morse.
Moursund.
Murphy.

Nabors.
Nicholson.
Parish of Runnels.
Parrish of Travis.

Pearce.
Poage.

Pool.
Pope.
Porter.
Powell.
Ramsey.
Rawlins.

Renfro
of Angelina.
Renfro of Mills.
Rogers of Hays.
Rogers of Shelby.

Rowell.
Runge.
Sanders.
Satterwhite.

Shearer.
Sheats.
Shirley.
Simmons.

Sinks.
Smith of El Paso.
Smith of Nueces.
Smith of Smith.

Smyth.
Snelgrove.
Stevenson.
Storey.

Stout.
Sutton.
Taylor.
Teer.

Turner.
Van Zandt.
Veatch.
Waddell.

Walker.
Wallace
of Freestone.
Wallace of Panola.

Wallace of Smith.
Ware.
Webb.
Williams

of Sabine.
Williams
of Travis.
Woodall.
Young.

Nays—3.

Albritton.
Gibson.

Olsen.

Present—Not Voting.

Kincaid.

Whitaker.

Absent.

Acker.
Avis.
Barron.
Brown.
Dielmann.
Dunlap.
Durham.
Duvall.
Faulk.

Finlay.
Gray.
Hagaman.
Hefley.
Hornaday.
Jones.
Kemble.
Lipscomb.
Long.

Loy.	Swain.
Montgomery.	Wassell.
Pavlica.	Wells.
Reagan.	Williamson.
Stell.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	Woodruff.

The Speaker then laid House bill No. 557 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Albritton.	Kinnear.
Alexander.	Kirkland.
Avis.	Land.
Barnett.	Loftin.
Bass.	Masterson.
Bateman.	McCombs.
Beck.	McGill.
Bird.	Merritt.
Black.	Minor.
Boggs.	Morse.
Boon.	Moursund.
Branch.	Murphy.
Conway.	Nabors.
Cornwell.	Nicholson.
Cox.	Olsen.
Cummings.	Parish of Runnels.
Daniel.	Parrish of Travis.
DeBerry.	Pearce.
Enderby.	Petsch.
Eickenroht.	Poage.
Farrar.	Pool.
Finlay.	Pope.
Fly.	Porter.
Forbes.	Powell.
Gates.	Purl.
Gibson.	Ramsey.
Gilbert.	Rawlins.
Graves.	Renfro
Gray.	of Angelina.
Hall.	Renfro of Mills.
Harding.	Rogers of Hays.
Harman.	Rogers of Shelby.
High.	Runge.
Holder.	Sanders.
Holland.	Satterwhite.
Hornaday.	Shearer.
Jacks.	Sheats.
Johnson.	Shirley.
Justice.	Simmons.
Kayton.	Sinks.
Kennedy.	Smith of El Paso.
Kenyon.	Smith of Nueces.
King of Hopkins.	Smith of Smith.
King of	Snelgrove.
Throckmorton.	Stell.

Storey.	Wallace of Smith.
Stout.	Ware.
Sutton.	Wassell.
Taylor.	Webb.
Teer.	Whitaker.
Turner.	Williams.
Van Zandt.	of Sabine.
Veatch.	Woodall.
Waddell.	Young.
Walker.	

Present—Not Voting.

Kincaid.

Absent.

Acker.	Montgomery.
Barron.	Pavlica.
Brown.	Reagan.
Dielmann.	Rowell.
Dunlap.	Smyth.
Durham.	Stevenson.
Duvall.	Swain.
Faulk.	Wallace
Hagaman.	of Freestone.
Hefley.	Wallace of Panola.
Jones.	Wells.
Kernble.	Williams
Lipscomb.	of Travis.
Long.	Williamson.
Loy.	

Absent—Excused.

Anderson.	Kirby.
Bonham.	McKean.
Davis.	Shaver.
Denman.	Smith of Atascosa.
Foster.	Tillotson.
Fuchs.	Woodruff.

SENATE BILL NO. 223 ON SECOND READING.

On motion of Mr. Smith of Nueces, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 223, A bill to be entitled "An Act changing the time for holding court in the Twenty-eighth Judicial District, amending Section 28 of Article 199, of Title 8, of the Revised Statutes of Texas, changing the time of holding the terms of the district court of the Twenty-eighth Judicial District of Texas, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 223 ON THIRD READING.

Mr. Smith of Nueces moved that the constitutional rule requiring bills to be

read on three several days be suspended, and that Senate bill No. 223 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Alexander.	Moursund.
Avis.	Murphy.
Barnett.	Nabors.
Bass.	Nicholson.
Bateman.	Olsen.
Beck.	Parish of Runnels.
Bird.	Parrish of Travis.
Boggs.	Pearce.
Boon.	Poage.
Branch.	Pool.
Conway.	Pope.
Cornwell.	Powell.
Cox.	Ramsey.
Cummings.	Renfro
Daniel.	of Angelina.
DeBerry.	Renfro of Mills.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Rowell.
Finlay.	Runge.
Fly.	Sanders.
Forbes.	Satterwhite.
Gates.	Shearer.
Gibson.	Sheats.
Gilbert.	Shirley.
Graves.	Simmons.
Gray.	Sinks.
Hall.	Smith of El Paso.
Harding.	Smith of Nueces.
Harman.	Smith of Smith.
High.	Smyth.
Holder.	Snelgrove.
Holland.	Stevenson.
Hornaday.	Storey.
Jacks.	Stout.
Johnson.	Sutton.
Justice.	Taylor.
Kayton.	Teer.
Kennedy.	Turner.
Kenyon.	Van Zandt.
Kincaid.	Veatch.
King of Hopkins.	Waddell.
King of	Walker.
Throckmorton.	Wallace
Kinnear.	of Freestone.
Kirkland.	Wallace of Panola.
Land.	Wallace of Smith.
Loftin.	Ware.
Loy.	Wassell.
Masterson.	Williams
McCombs.	of Sabine.
McGill.	Williams
Merritt.	of Travis.
Minor.	Woodall.
Morse.	Young.

Nays—2.

Albritton. Whitaker.

Absent.

Acker.	Lipscomb.
Barron.	Long.
Black.	Montgomery.
Brown.	Pavlica.
Dielmann.	Porter.
Dunlap.	Rawlins.
Durham.	Reagan.
Duvall.	Stell.
Faulk.	Swain.
Hagaman.	Webb.
Hefley.	Wells.
Jones.	Williamson.
Kemble.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shayer.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	Woodruff.

The Speaker then laid Senate bill No. 223 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—103.

Albritton.	Hornaday.
Alexander.	Jacks.
Avis.	Johnson.
Barnett.	Justice.
Bass.	Kayton.
Bateman.	Kenyon.
Beck.	Kincaid.
Bird.	King of Hopkins.
Black.	King of
Boggs.	Throckmorton.
Boon.	Kinnear.
Branch.	Kirkland.
Conway.	Land.
Cornwell.	Loftin.
Cox.	Loy.
Cummings.	Masterson.
Daniel.	McCombs.
DeBerry.	McGill.
Enderby.	Minor.
Eickenroht.	Morse.
Farrar.	Moursund.
Fly.	Murphy.
Forbes.	Nabors.
Gates.	Nicholson.
Gibson.	Olsen.
Gilbert.	Parish of Runnels.
Graves.	Pearce.
Gray.	Poage.
Hall.	Pope.
Harding.	Porter.
Harman.	Powell.
High.	Ramsey.
Holder.	Renfro
Holland.	of Angelina.

Renfro of Mills.	Sutton.
Rogers of Hays.	Taylor.
Rogers of Shelby.	Turner.
Rowell.	Van Zandt.
Runge.	Veatch.
Sanders.	Waddell.
Satterwhite.	Walker.
Shearer.	Wallace
Sheats.	of Freestone.
Shirley.	Wallace of Panola.
Simmons.	Wallace of Smith.
Sinks.	Ware.
Smith of El Paso.	Wassell.
Smith of Nueces.	Wells.
Smith of Smith.	Whitaker.
Smyth.	Williams
Snelgrove.	of Sabine.
Stell.	Williams
Stevenson.	of Travis.
Storey.	Woodall.
Stout.	Young.

Present—Not Voting.

Kennedy.

Absent.

Acker.	Lipscomb.
Barron.	Long.
Brown.	Merritt.
Dielmann.	Montgomery.
Dunlap.	Parrish of Travis.
Durham.	Pavlica.
Duvall.	Pool.
Faulk.	Rawlins.
Finlay.	Reagan.
Hagaman.	Swain.
Hefley.	Teer.
Jones.	Webb.
Kemble.	Williamson.

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	Woodruff.

HOUSE BILL NO. 455 ON SECOND READING.

On motion of Mr. Holland, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 455, A bill to be entitled "An Act to amend subdivision 11, of Article 199, Title 8, of the Revised Civil Statutes of the State of Texas of 1925, providing for the election of special judges in case of absence, sickness or inability of any of the regular judges to act and preside in the civil district courts of Harris county, Texas, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 455 ON THIRD READING.

Mr. Holland moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 455 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Alexander.	Morse.
Avis.	Moursund.
Bass.	Murphy.
Bateman.	Nabors.
Beck.	Olsen.
Black.	Parish of Runnels.
Boggs.	Parrish of Travis.
Boon.	Pearce.
Branch.	Poage.
Conway.	Pool.
Cornwell.	Pope.
Cox.	Porter.
Cummings.	Powell.
Daniel.	Ramsey.
DeBerry.	Renfro
Enderby.	of Angelina.
Eickenroht.	Renfro of Mills.
Fly.	Rogers of Hays.
Forbes.	Rogers of Shelby.
Gates.	Rowell.
Gibson.	Runge.
Gilbert.	Sanders.
Graves.	Satterwhite.
Gray.	Shearer.
Hall.	Sheats.
Harding.	Shirley.
Harman.	Simmons.
High.	Sinks.
Holder.	Smith of El Paso.
Holland.	Smith of Nueces.
Hornaday.	Smith of Smith.
Jacks.	Smyth.
Johnson.	Snelgrove.
Justice.	Stell.
Kayton.	Stevenson.
Kennedy.	Stout.
Kenyon.	Sutton.
Kincaid.	Taylor.
King of Hopkins.	Teer.
King of	Turner.
Throckmorton.	Veatch.
Kinnear.	Waddell.
Kirkland.	Walker.
Land.	Wallace of Panola.
Leftin.	Wallace of Smith.
Loy.	Ware.
Masterson.	Wassell.
McCombs.	Webb.
McGill.	Wells.
Merritt.	Williams
Minor.	of Sabine.

Williams of Travis.	Woodall. Young.	Nabors.	Smith of Smith.
	Nays—2.	Nicholson.	Smyth.
Albritton.	Whitaker.	Olsen.	Snelgrove.
	Absent.	Parish of Runnels.	Stell.
Acker.	Kemble.	Parrish of Travis.	Stevenson.
Barnett.	Lipscomb.	Pearce.	Stout.
Barron.	Long.	Poage.	Sutton.
Bird.	Montgomery.	Pool.	Taylor.
Brown.	Nicholson.	Pope.	Teer.
Dielmann.	Pavlica.	Porter.	Turner.
Dunlap.	Rawlins.	Powell.	Van Zandt.
Durham.	Reagan.	Ramsey.	Veatch.
Duvall.	Storey.	Renfro.	Waddell.
Farrar.	Swain.	of Angelina.	Walker.
Faulk.	Van Zandt.	Renfro of Mills.	Wallace of Smith.
Finlay.	Wallace	Rogers of Hays.	Ware.
Hagaman.	of Freestone.	Rogers of Shelby.	Wassell.
Hefley.	Williamson.	Rowell.	Wells.
Jones.		Runge.	Whitaker.
	Absent—Excused.	Sanders.	Williams
Anderson.	McKean.	Shearer.	of Sabine.
Bonham.	Petsch.	Sheats.	Williams
Davis.	Purl.	Shirley.	of Travis.
Denman.	Shaver.	Simmons.	Williamson.
Foster.	Smith of Atascosa.	Sinks.	Woodall.
Fuchs.	Tillotson.	Smith of El Paso.	Young.
Kirby.	Woodruff.	Smith of Nueces.	
		Present—Not Voting.	
		DeBerry.	High.
			Absent.

The Speaker then laid House bill No. 455 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—100.

Albritton.	Harman.
Alexander.	Holland.
Avis.	Hornaday.
Barnett.	Jacks.
Bass.	Johnson.
Bateman.	Justice.
Beck.	Kayton.
Black.	Kennedy.
Boggs.	Kenyon.
Boon.	Kincaid.
Branch.	King of Hopkins.
Conway.	King of
Cornwell.	Throckmorton.
Cox.	Kinnear.
Cummings.	Kirkland.
Daniel.	Land.
Enderby.	Loftin.
Eickenroht.	Loy.
Farrar.	Masterson.
Finlay.	McCombs.
Fly.	McGill.
Forbes.	Merritt.
Gibson.	Minor.
Gilbert.	Morse.
Graves.	Moursund.
Hall.	Murphy.

Acker.	Kemble.
Barron.	Lipscomb.
Bird.	Long.
Brown.	Montgomery.
Dielmann.	Pavlica.
Dunlap.	Rawlins.
Durham.	Reagan.
Duvall.	Satterwhite.
Faulk.	Storey.
Gates.	Swain.
Gray.	Wallace
Hagaman.	of Freestone.
Harding.	Wallace of Panola.
Hefley.	Webb.
Holder.	Woodruff.
Jones.	

Absent—Excused.

Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Shaver.
Foster.	Smith of Atascosa.
Fuchs.	Tillotson.
Kirby.	

(Speaker in the chair.)

SENATE BILL NO. 160 ON SECOND READING.

On motion of Mr. Masterson, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 160, A bill to be entitled "An Act authorizing the county judge to appoint a stenographer and prescribing the duties of such stenographer; providing for his compensation, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Masterson offered the following amendment to the bill:

Amend Senate bill No. 160 by striking out all after the word "county," where said word occurs the second time in line 32, down to and including the word "auditors" in line 36, on page 1, and insert in lieu thereof the following: "And perform such other duties as the county judge shall direct."

The amendment was adopted.

Mr. Nicholson offered the following amendment to the bill:

Amend Senate bill No. 160, line 29, by changing amount to \$150 per month.

The amendment was adopted.

Mr. Pearce offered the following amendment to the bill:

Amend Senate bill No. 160, page 1, line 29, by inserting after the word "month," the words "while court is in session."

On motion of Mr. Masterson, the amendment was tabled.

Mr. Finlay offered the following amendment to the bill:

Amend Senate bill No. 160 by adding to Section 1 the following: "Provided that this law shall apply to Brazoria county only."

Mr. Masterson raised a point of order on the consideration of the amendment at this time, on the ground that the amendment is not germane to the purpose of the bill.

The Speaker sustained the point of order.

Mr. Snelgrove offered the following amendment to the bill:

Amend Senate bill No. 160 by striking out the enacting clause.

Mr. Jacks moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—54.

Alexander.	Cummings.
Beck.	DeBerry.
Bird.	Faulk.
Brown.	Fly.
Conway.	Gibson.
Cornwell.	Graves.
Cox.	Harding.

Harman.
Holder.
Holland.
Hornaday.
Jacks.
Johnson.
Jones.
Kayton.
Kenyon.
Kinnear.
Loftin.
Long.
Masterson.
McCombs.
McGill.
Montgomery.
Morse.
Nicholson.
Parrish of Travis.
Pope.
Porter.

Rawlins.
Renfro of Mills.
Rowell.
Runge.
Sanders.
Satterwhite.
Shearer.
Sheats.
Smith of El Paso.
Smith of Nueces.
Smith of Smith.
Stevenson.
Sutton.
Taylor.
Teer.
Wassell.
Wells.
Williams
of Sabine.
Williams
of Travis.

Nays—61.

Albritton.
Avis.
Barnett.
Bass.
Bateman.
Black.
Boggs.
Boon.
Branch.
Enderby.
Eickenroht.
Farrar.
Finlay.
Forbes.
Gates.
Gray.
Hall.
High.
Justice.
Kennedy.
Kincaid.
King of Hopkins.
King of
Throckmorton.
Kirkland.
Land.
Loy.
Merritt.
Minor.
Moursund.
Murphy.
Nabors.

Olsen.
Pearce.
Poage.
Pool.
Powell.
Ramsey.
Rogers of Hays.
Rogers of Shelby.
Shirley.
Simmons.
Sinks.
Smyth.
Snelgrove.
Stell.
Storey.
Stout.
Swain.
Turner.
Van Zandt.
Veatch.
Waddell.
Walker.
Wallace
of Freestone.
Wallace of Panola.
Wallace of Smith.
Ware.
Webb.
Whitaker.
Woodall.
Woodruff.
Young.

Present—Not Voting.

Renfro of Angelina.

Absent.

Barron.	Duvall.
Daniel.	Gilbert.
Dielmann.	Hefley.
Dunlap.	Kemble.
Durham.	Lipscomb.

Parish of Runnels. Williamson.
Pavlica.

Absent—Excused.

Acker.	Kirby.
Anderson.	McKean.
Bonham.	Petsch.
Davis.	Purl.
Denman.	Reagan.
Foster.	Shaver.
Fuchs.	Smith of Atascosa.
Hagaman.	Tillotson.

Question—Shall the amendment by Mr. Snelgrove be adopted?

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

Senate bill No. 9, to the Judiciary Committee.

Senate joint resolution No. 24, to the Committee on Constitutional Amendments.

PROVIDING FOR COMMITTEE TO TAKE CARE OF PICTURES.

Mr. Sinks offered the following resolution:

Whereas, There are a number of pictures of former Legislatures in a bad state of repair; and

Whereas, One of these pictures is now on the floor in one of the Committee Rooms; and

Whereas, It is a reflection upon our esteem for the "founders" of our State to permit their pictures, the visible memory of their lives, to remain in such neglected condition; therefore, be it

Resolved by the House of Representatives, That the Speaker be, and he is hereby authorized to appoint a committee of five, which committee shall see that such pictures as may need repair are repaired, and that the picture of the Twenty-first Legislature now on the floor in Committee Room No. 1, shall be hung in some appropriate place as the committee shall determine; and be it further

Resolved, That the cost of such repairs shall be paid out of the contingent fund of the Regular Session of the Fortieth Legislature of the State of Texas.

Signed—Acker, Sinks.

The resolution was read second time and was adopted.

RECESS.

On motion of Mr. Jacks, the House, at 5:40 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees have today filed favorable reports on bills as follows:

Revenue and Taxation: House bill No. 537.

Conservation and Reclamation: Senate bills Nos. 228, 229.

Constitutional Amendments: House joint resolution No. 22; Senate joint resolution No. 8.

Education: House bill No. 540.

Judiciary: House bills Nos. 473, 566, 476, 461, 273, 348, 410; Senate bills Nos. 104, 139.

Insurance: House bills Nos. 420, 479.

Appropriations: House bill No. 497.

Public Lands and Buildings: House bills Nos. 423, 440.

The following standing committees have today filed adverse reports on bills as follows:

Insurance: House bill No. 539.

Judiciary: House bills Nos. 236, 409, 216.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 59, A bill to be entitled "An Act repealing Title 108, except Article 6203 thereof, of the Revised Civil Statutes of 1925; defining 'a policy' for the conduct and operation of the State prison system; providing for humane treatment for all prisoners; providing for the working of all prisoners within the prison walls, and within farms owned or leased by the State; prohibiting the sale of prison labor to any contractor or lessee; providing for a board composed of nine (9) members for the Texas prison system, said board to be appointed by the Governor, whose terms of office shall be six years, except that in making the first appointment three shall be designated

for two years, three for four years, and three for six years, whose terms shall expire February 1, 1929, 1931, 1933, respectively; providing how unexpired terms of board members shall be filled; providing for removal of board members through quo warranto proceedings; providing how board members shall execute bonds; providing necessary expenses and ten dollars (\$10) per diem for board members; providing for the organization of the board, and authorizing it to take charge of penitentiary properties, providing for the employment of a general manager at a salary not to exceed eight thousand dollars (\$8000) per year, and defining said manager's several duties; providing for regular sessions of the board, and such special sessions as may be necessary; providing for the purchase of all necessary buildings, machinery, tools and supplies for the operation of the prison system; providing for the sale of all products from the farm and factories; providing for the sale and purchase of lands, with the approval of the Legislature; providing for placing all moneys received in the State Treasury to be designated as the 'State Prison Account,' and how said funds may be drawn on; providing for rules and regulations governing the management and operation of the prison system, for the transportation of prisoners, and discharge of prisoners; providing for an auditor of the prison system to be appointed by the Board of Control, and defining his duties; providing for an annual report by the prison manager and auditor; providing that the manager and each member of the Prison Board may administer oaths; providing for the fixing of salaries of all employes by the manager with the approval of the board; providing monthly reports showing the condition and the prison population, the classification of prisoners, proper and humane punishment of prisoners; providing for prison physicians and dentists, for the punishment of officers and employes of the prison system who violate the laws and rules governing the prison system; the working of negro prisoners and white prisoners separately; for the keeping of female prisoners separate and apart from male prisoners, and the separation of white females from negro females; for the employment of guards; for the commutation of time of prisoners; for the proper disposition of prisoners who may die while in service; for visitors who may be admitted into the prison; prohibiting any officer, agent or employe being connected financially

or otherwise with any contract for the furnishing of supplies or properties to the prison system; providing for a State seal for the Prison Board; providing for working convicts on public works in case of unforeseen calamity; providing all civil actions, not otherwise provided for in this act, to have venue in Travis county, Texas; providing for the repeal of all laws or parts of laws in conflict with said act, and where any part or section of this act is declared invalid it shall not affect the remaining sections, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 323, A bill to be entitled "An Act to be known as the Texas Defense Act, providing for the creation, organization, maintenance, government, operation, authority, province, functions, and duties of the Military Establishment of the State of Texas, its officers and personnel, including the Texas National Guard and the Texas Militia; adopting the provisions of the National Defense Act enacted by the Congress of the United States and National Guard regulations prescribed by the War Department of the United States; prescribing the duties of the officers of the Military Establishment of the State of Texas; and the rights, powers and duties of the Governor in relation thereto; and repealing all of Title 94, Chapters 1, 2, 3 and 4, Revised Statutes of 1925, and all other laws or parts of laws in conflict with this act, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,

Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 334, "An Act to amend Sections 2 and 3, Chapter 4, of the Acts of the Third Called Session of

the Thirty-sixth Legislature, changing the date of holding the terms of the district court of the Twenty-ninth Judicial District of Texas, and to make all process issued or served before this act takes effect, including recognizances and bonds, returnable to the term of court in the several counties as herein fixed; to validate such process, recognizances and bonds, and to validate the summoning of grand and petit jurors; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,
Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred House concurrent resolution No. 2, have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,
Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 231, "An Act to authorize the judge of any district court, or other court having jurisdiction, to appoint a receiver or receivers for any defunct or disorganized church or congregation and authorize the management, sale or other disposition of any and all properties, real, personal or mixed, and choses in action; and authorizing such court in such cases where such church or congregation may not in the judgment of such court be reorganized within a reasonable time, to deliver such property or its proceeds to a church or congregation, a religious or governing body or other ecclesiastical head, or a State missionary society, of like faith and order, to be used or expended for the use of a church, churches, denomination or communion of like faith and order, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,
Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 128, "An Act to provide for the examination, testing and reading of electric light, power, natural and artificial gas meters used by private concerns to determine the amount of power or gas used by their consumers, on complaint made by any of said consumers, in incorporated cities, towns or villages within this State; said examination, testing and reading to be made by the agents of the city council or city commissioners in said cities, towns or villages on complaint being made as aforesaid to them by said consumers; and further providing for the making of reports to such complaining consumers as to results of said tests, reading and examination; providing a penalty for refusal to comply with any of the provisions of this act; and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,
Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 47, "An Act to amend Article 6424, of Chapter 9, Title 112, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,
Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 41, "An Act to amend Article 3990, of Title 64, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,
Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 38, "An Act to amend Article 3654, of Chapter 26, Title 54, of

the Revised Civil Statutes of 1925, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,

Austin, Texas, February 18, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 26, Relative to holding the American Legion convention in San Antonio,

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,

Austin, Texas, February 17, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 29, "An Act to amend Article 1903, of Chapter 2, Title 40, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

TWENTY-SIXTH DAY.

(Continued.)

(Saturday, February 19, 1927.)

The House met at 9 o'clock a. m. and was called to order by Speaker Bobbitt.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees as follows:

By Mr. Teer:

H. B. No. 580, A bill to be entitled "An Act organizing and dividing the State of Texas into nine Administrative Judicial Districts, naming the counties composing each Administrative District, providing for the appointment of a presiding judge in each Administrative District; prescribing the powers and duties of each presiding judge; providing for the payment of expenses incurred in the administration of this act, and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Teer:

H. B. No. 581, A bill to be entitled "An Act to amend Article 816, Chapter 1, Title 39, Revised Civil Statutes of 1925."

Referred to Judiciary Committee.

By Mr. Teer:

H. B. No. 582, A bill to be entitled "An Act to amend Article 198, Title 8, Revised Civil Statutes of 1925."

Referred to Committee on Judicial Districts.

By Mr. Teer:

H. B. No. 583, A bill to be entitled "An Act to amend Article 1738, Chapter 3, Title 37, Revised Civil Statutes of 1925."

Referred to Judiciary Committee.

By Mr. Powell and others:

H. B. No. 584, A bill to be entitled "An Act to abolish the office of district attorney in the Seventy-fifth Judicial District of Texas, fixing the duties of the county attorneys of said district, and fixing their compensation, repealing all laws or parts of laws in conflict herewith and providing when said act shall be effective."

Referred to Judiciary Committee.

HOUSE BILL NO. 107 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 107, A bill to be entitled "An Act to regulate the practice of pharmacy, control and regulate the manufacture, sale and distribution of drugs, chemicals, and poisons; fixing penalties, repealing certain laws, and declaring an emergency."

The bill was read third time.

On motion of Mr. Wallace of Free-stone, further consideration of the bill was postponed until 10 o'clock a. m. next Wednesday.

(Mr. Satterwhite in the chair.)

HOUSE BILL NO. 63 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 63, A bill to be entitled "An Act amending Article 1087 of the Code of Criminal Procedure of the State of Texas, relating to the arrest and custody of a delinquent child or children, so as to provide for the detention of such a child or children in counties having a population of fifty thousand or more, and declaring an emergency."